Authority: Item 8.4, Planning Committee Minutes 25-013 (PED23069(b)

CM: October 8, 2025 Ward: City Wide

Written approval for this by-law was given by Mayoral Decision MDE-

2025-16

Dated October 8, 2025

Bill No.189

CITY OF HAMILTON

BY-LAW NO. 25-189

To Amend City of Hamilton Zoning By-law No. 05-200 Respecting the Creation of a New Mid Rise Residential – Small Scale (R3) Zone, Mid Rise Residential (R4) Zone, and Mid Rise Residential – Large Scale (R4a) Zone

WHEREAS Council approved Item 8.4 of Minutes 25-013 of the Planning Committee, at its meeting held on October 8, 2025;

WHEREAS this By-law conforms with the Urban Hamilton Official Plan upon adoption of Official Plan Amendment No. 241:

NOW THEREFORE Council amends Zoning By-law No. 05-200 as follows:

- 1. That Schedule "A" Zoning Maps, are amended by adding lands to the Mid Rise Residential Small Scale (R3) Zone, Mid Rise Residential (R4) Zone, and Mid Rise Residential Large Scale (R4a) Zone, for the lands the extent and boundaries of which are shown on Schedules "A1 A85" to this By-law.
- 2. That Section 1: Administration, Section 2: Interpretation, Section 3: Definitions, Section 4: General Provisions, Section 5: Parking, Schedule "C" Special Exceptions, Schedule "D" Holding Provisions, and Schedule "F" Special Figures be amended in accordance with Schedule "B" attached to this By-law.
- 3. That the following new section be added to Section 15: Residential:

15.4 MID RISE RESIDENTIAL – SMALL SCALE (R3) ZONE

Explanatory Note: The R3 Zone applies to low rise residential areas along arterial and collector roads. The intent of the R3 Zone is to permit low rise multiple dwellings and multiple dwelling townhouses within and at the periphery of neighbourhoods.

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Mid Rise Residential – Small Scale (R3) Zone for any

purpose other than one or more of the following uses or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

Urban Farm

15.4.1 PERMITTED USES

Child Care Centre
Community Garden
Lodging House
Multiple Dwelling
Multiple Dwelling Townhouse
Residential Care Facility
Retirement Home

15.4.1.1 RESTRICTED USES

In addition to Section 15.4.1, the following uses shall be permitted in accordance with the following restrictions:

i) The following uses shall only be permitted as a secondary use to a Lodging House, Multiple Dwelling, Residential Care Facility, or Retirement Home and shall only be permitted within the ground floor of a building:

Child Care Centre

15.4.2 REGULATIONS

15.4.2.1 MULTIPLE DWELLING TOWNHOUSE

a) Dwelling Unit Arrangement– Multiple DwellingTownhouse

Not more than eight (8) Dwelling Units shall be attached in a continuous row.

b) Minimum Unit Width for each Dwelling Unit

- 6.0 metres where the Dwelling Unit contains a garage; and,
- ii) 5.0 metres where the Dwelling Unit does not contain a garage.
- c) Minimum Setback from a Street Line
- i) 4.0 metres;
- ii) Notwithstanding Section 15.4.2.1 c) i), for lots identified on Figure 46 of

- Schedule "F" Special Figures of this By-law, a building may be erected closer to the Street Line in accordance with the following:
- Within 10 % of the average Street Line setback of the two adjacent dwellings, or in the case of a corner lot, within 10% of the setback from the Street Line of the adjacent dwelling sharing a common lot line; and,
- 2. In no case shall the Street Line setback be less than 0.5 metres.
- i) Where the lot line abuts a lot in a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1), or Community Institutional (I2) Zone:
- 1. For the first 25.0 metres measured from the intersection of the lot line and a street: 1.2 metres if the wall contains no windows to a habitable room and 7.5 metres if the wall contains windows to a habitable room; and,
- 2. Beyond 25.0 metres measured from the intersection of the lot line and a street: 7.5 metres.
- ii) In all other cases:
- 1. 1.5 metres where the wall contains no windows to a Habitable Room; and,
- 2. 4.5 metres where the wall contains windows to a Habitable Room.

d) Minimum Setback from a Side or Rear Lot Line

- e) Minimum Distance Between Buildings on a Lot
- i) Between two exterior walls which contain no windows to a Habitable Room: 3.0 metres;
- ii) Between two exterior walls, at least one of which contains windows to a Habitable Room: 6.0 metres; and,
- iii) Between two exterior walls, both of which contain windows to a Habitable Room: 12.0 metres.
- f) Maximum Building Height
- i) 10.5 metres; and,
- ii) In addition to the definition of Building Height in Section 3: Definitions, any wholly enclosed or partially enclosed amenity area, or any portion of a building designed to provide access to a rooftop amenity area shall be permitted to project above the uppermost point of the building by 3.0 metres, provided that any portion of a building designed to provide access to a rooftop amenity area shall be setback a minimum of 3.0 metres from the exterior walls of the storey directly beneath.

g) Built Form for New Development In the case of buildings constructed after the effective date of this By-law:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.
- h) Minimum Landscaped Area
- i) 30% of the Lot Area;
- ii) Notwithstanding Section 15.4.2.1 h)
 i), for lots identified on Figure 46 of Schedule "F" – Special Figures of this By-law, the minimum Landscaped Area shall be 15% of the Lot Area; and,

- iii) Within the Landscaped Area, the requirements of Section 4.35.2 of this By-law shall apply.
- i) Minimum Amenity Area per Dwelling Unit
- 5.0 square metres per Dwelling Unit, which may be provided in a communal area, exclusive to the Dwelling Unit or a combination of both;
- ii) In addition to the definition of Amenity Area, an Amenity Area satisfying Section 15.4.2.1 i) i) located outdoors shall be unobstructed and shall be at or above the surface, and exposed to light and air and may include balconies and patios; and,
- iii) In addition to Section 15.4.2.1 i) i), an area of 4.0 square metres per Dwelling Unit which is located above another Dwelling Unit or has a rear wall attached to the rear wall of another dwelling unit must be provided in one or more communal areas each having a minimum area of 20 square metres and which is located entirely outdoors and on the surface of the ground.

No parking spaces shall be located between a Façade and the Front Lot Line or between the Façade and a Flankage Lot Line, except that parking shall be permitted on individual driveways leading to garages forming part of a Dwelling Unit.

- i) Two access driveways; and,
- ii) In addition to Section 15.4.2.1 k) i), one additional access

j) Location of Parking

k) Maximum Number of Vehicular Accesses on a Lot

driveway shall be permitted for every 150.0 metres of cumulative portions of any lot line abutting a street.

I) Pedestrian Accesses

Any ground floor Dwelling Unit adjacent to a yard abutting a street must have a minimum of one pedestrian entrance which is located in a façade facing a street.

m) Maximum Height of a Principal Pedestrian Entrance The height of the floor level of any principal pedestrian entrance shall be a maximum of 1.2 metres above grade.

n) Waste Storage

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

15.4.2.2 LODGING HOUSE, MULTIPLE DWELLING, RESIDENTIAL CARE FACILITY, AND RETIREMENT HOME REGULATIONS

a) Minimum Setback from a Street Line i) 4.0 metres;

- i) Notwithstanding Section 15.4.2.2 a)
 i), for lots identified on Figure 46 of Schedule "F" – Special Figures of this By-law, a building may be erected closer to the Street Line in accordance with the following:
 - Within 10% of the average setback from the front lot line or flankage lot line of the two adjacent dwellings, or in the case of a corner lot, within 10% of the setback from the front lot line of the adjacent dwelling sharing a side lot line; and,
 - 2. In no cases shall the setback from the front lot line be less than 0.5 metres.

- b) Minimum Setback from a Side Lot Line
- i) 1.2 metres.
- ii) Notwithstanding Section 15.4.2.2 b)
 i), where windows of a Habitable
 Room face a side lot line, the
 minimum setback shall be 4.0
 metres.
- c) Minimum Setback from the Rear Lot Line

7.5 metres.

- d) Maximum Building Height
- i) 12.0 metres; and,
- ii) In addition to the definition of Building Height in Section 3: Definitions, any wholly enclosed or partially enclosed amenity area, or any portion of a building designed to provide access to a rooftop amenity area shall be permitted to project above the uppermost point of the building by 3.0 metres, provided that any portion of a building designed to provide access to a rooftop amenity area shall be setback a minimum of 3.0 metres from the exterior walls of the storey directly beneath.
- e) Minimum Landscaped Area
- 30% of the Lot Area.
- ii) Notwithstanding Section 15.4.2.2 e)
 i), for lots identified on Figure 46 of Schedule "F" – Special Figures of this By-law, the minimum Landscaped Area shall be 15% of the Lot Area.
- iii) Within the Landscaped Area, the requirements of Section 4.35.2 of this By-law shall apply.
- f) Minimum Distance Between Buildings on a Lot
- Between two exterior walls which contain no windows to a Habitable Room: 3.0 metres;

- ii) Between two exterior walls, one of which contains windows to a Habitable Room: 6.0 metres;
- iii) Between two exterior walls, both of which contain windows to a Habitable Room: 12.0 metres.
- g) Built Form for New Development

In the case of buildings constructed after the effective date of this By-law excluding any alterations to a façade, windows or doors, after the effective date of this bylaw:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street;
- ii) No parking, or aisles shall be located between the building façade and a Street Line; and,
- iii) All principal entrances shall face the street and be accessible from the building façade with direct access from the public sidewalk.
- h) Minimum Amenity Area Per Dwelling Unit

On a lot containing more than 10 Dwelling Units, the following minimum Amenity Area requirements shall be provided exclusively for the residential use and shall be functionally separated from public areas associated with any non-residential use:

- 5.0 square metres per Dwelling Unit, subject to the following regulations:
 - 3.0 square metres shall be outdoors on or above the ground, at least 50% of which shall be a contiguous area; and,

- 2. 2.0 square metres shall be indoors.
- j) Maximum number of Vehicular Accesses on a Lot
- i) Two access driveways; and,
- ii) In addition to Section 15.4.2.2 j)
 i), one additional access
 driveway shall be permitted for
 every 150.0 metres of
 cumulative portions of any lot
 line abutting a street.

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

- i) In addition to Section 1.11 d) and Section 4.12 j) and in accordance with Section 34(10) of the Planning Act, R.S.O., 1990, c.P.13, an addition or alteration to a Single Detached, Semi-Detached, Duplex, Triplex, Fourplex and Street Townhouse Dwelling, not permitted by the By-Law but legally existing at the date of the passing of the By-Law, that increases the volume or size of the building shall be permitted and subject to the requirements of Section 15.1.2 -Regulations, of the Low Density Residential (R1) Zone, and;
- ii) In addition to the permissions of Section 15.4.3 i), an Additional Dwelling Unit shall be permitted in accordance with the requirements of Section 4.33.

- k) Waste Storage
- 15.4.3 SINGLE DETACHED,
 SEMI-DETACHED,
 DUPLEX, TRIPLEX,
 FOURPLEX DWELLINGS
 AND STREET
 TOWNHOUSE DWELLING
 EXISTING AT THE DATE
 OF THE PASSING OF
 THE BY- LAW (October
 XX, 2025)

15.4.4 REGULATIONS FOR COMMUNITY GARDENS AND URBAN FARMS AS ACCESSORY USES

a) Urban Farms

- i) In accordance with the requirements of Subsection 4.26(c) of this By-law.
- ii) In addition to i) above, an Urban Farm shall only be permitted in the Rear Yard or on the roof-top of the principal building.
- b) Community Gardens
- i) In accordance with the requirements of Section 4.27 of this By-law; and,
- ii) In addition to i) above, a
 Community Garden shall only
 be permitted in the rear yard or
 on the roof-top of the principal
 building.
- 4. That the following new Section be added to Section 15: Residential:

15.5 MID RISE RESIDENTIAL - (R4) ZONE

Explanatory Note: The R4 Zone is located along arterial roads. The Zone permits a range of mid rise residential housing types and provides a transition between low density residential areas and denser forms of development. Local commercial uses are permitted in mixed use buildings to serve residents and the surrounding neighbourhoods.

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Mid Rise Residential (R4) Zone for any purpose other than one or more of the following uses or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

15.5.1 PERMITTED USES

Artist Studio
Community Garden
Craftsperson Shop
Child Care Centre
Lodging House
Multiple Dwelling
Multiple Dwelling Townhouse
Office
Personal Service
Residential Care Facility
Retirement Home
Repair Service

Restaurant Retail Social Services Establishment Tradesperson's Shop Urban Farm

15.5.1.1 RESTRICTED USES

In addition to Section 15.5.1, the following uses shall be permitted in accordance with the following restrictions:

i) The following uses shall be permitted as a Secondary use to a Lodging House, Multiple Dwelling, Residential Care Facility, or Retirement Home and shall only be permitted on the ground floor of a building:

> Craftsperson Shop Child Care Centre

Office

Personal Service Repair Service Restaurant

Retail

Social Services Establishment

Studio

Tradesperson's shop

Maximum Gross Floor Area for Office Use

An Office shall be limited to a maximum Gross Floor Area of 500.0 square metres per individual building.

15.5.1.2 PROHIBITIED USES

Notwithstanding Section 15.5.1, a Drive-Through Facility shall be prohibited, even as an accessory use.

15.5.2 REGULATIONS

15.5.2.1 LODGING HOUSE, MULTIPLE DWELLING, RESIDENTIAL CARE FACILITY, AND RETIREMENT HOME REGULATIONS

- a) Minimum Setback from a Street Line
- i) 4.5 metres;
- ii) Notwithstanding Section 15.5.2.1 a) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, the minimum setback from a street line shall be 3.0 metres.
- b) Minimum Setback from a Side Lot Line
- i) 4.5 metres;
- ii) Notwithstanding Section 15.5.2.1 b) i), for lots identified on Figure 46 Schedule "F" Special Figures of this By-law, the minimum setback from a side lot line shall be 3.0 metres and a minimum aggregate of 7.5 metres;
- iii) Notwithstanding Section 15.5.2.1 b) i) and ii), where windows of a Habitable Room face a side lot line:
 - 1. 7.5 metres; and,
 - 2. 10.0 metres for any portion of a building exceeding 14.0 metres in height
- iv) Notwithstanding Section 15.5.2.1 b) i) and ii), for lots abutting a Residential (R1), Residential (R1a), or Residential (R2) Zone:
 - 1. 7.5 metres; and,
 - 2. 10.0 metres for any portion of a building exceeding 14.0 metres in height.
- c) Minimum Setback from the Rear Lot Line
- i) 7.5 metres;

- ii) In addition to Section 15.5.2.1 c) i), 10.0 metres for any portion of a building exceeding 14.0 metres in height.
- d) Maximum Building Height
- i) 22.0 metres; and,
- ii) In addition to the definition of Building Height in Section 3: Definitions, any wholly enclosed or partially enclosed amenity area, or any portion of a building designed to provide access to a rooftop amenity area shall be permitted to project above the uppermost point of the building, subject to the following regulations:
 - 1. The total floor area of the wholly enclosed or partially enclosed structure belonging to an amenity area, or portion of a building designed to provide access to a rooftop amenity area shall not exceed 10% of the floor area of the storey directly beneath;
 - 2. The wholly enclosed or partially enclosed amenity area, or portion of a building designed to provide access to a rooftop amenity area shall be setback a minimum of 3.0 metres from the exterior walls of the storey directly beneath; and,
 - 3. The wholly enclosed or partially enclosed amenity area, or portion of a building designed to provide access to a rooftop amenity area shall not be greater than 3.0 metres in vertical distance from the uppermost point of the building to the uppermost point of the rooftop enclosure.

- e) Minimum Distance
 Between Buildings on
 a Lot
- Between two exterior walls which contain no windows to a Habitable Room: 6.0 metres.
- ii) Between two exterior walls, at least one of which contains windows to a Habitable Room:
 - 1. For any portion of the building equal to or less than 14.0 metres in height: 15.0 metres.
 - 2. For any portion of the building exceeding 14.0 metres in height: 20.0 metres.
- f) Built Form for New Development

In the case of buildings constructed after the effective date of this By-law or additions to buildings existing as of the effective date of this By-law:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.
- ii) No parking or aisles shall be located between the building façade and a Street Line.
- iii) All principal entrances shall face the street and be accessible from the building façade with direct access from the public sidewalk.
- iv) Notwithstanding the definition of Planting Strip, a sidewalk shall be permitted where required by Section iii) above.
- v) A minimum of 50% of the area of the ground floor façade containing a use permitted in Section 15.5.1.1 i) shall be comprised of clear glazed windows and doors. Window and door frames, clear glazed transoms and sidelights, doors with at least

50% clear glazing, and a sill up to 0.6m in height are permitted to be included in the calculation of the clear glazed area. Signage and opaque/spandrel glazing shall not be included in the calculation of the clear glazed area; and,

- vi) Within the interior side yard, a walkway with a minimum width of 1.5 metres leading to a street shall be required.
- g) Minimum Amenity Area for Multiple Dwelling

On a lot containing more than 10 Dwelling Units, the following minimum Amenity Area requirements shall be provided exclusively for the residential use and shall be functionally separated from public areas associated with any non-residential use:

- i) 5.0 square metres per Dwelling Unit, subject to the following regulations:
 - 3.0 square metres shall be outdoors on or above the ground, at least 50% of which shall be a contiguous area; and.
 - 2. 2.0 square metres shall be indoors.
- i) Where a property lot line abuts a property lot line within a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1) or Community Institutional (I2) Zone, a minimum 3.0 metre wide Planting Strip shall be provided and maintained;
- ii) Notwithstanding Section 15.5.2.1 h) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, a minimum 2.0 metre wide Planting Strip shall be provided and

h) Planting Strip

maintained along any lot line abutting a Residential Zone except a R3, R4, or R4a Zone, or Institutional Zone.

i) Visual Barriers

A visual barrier shall be required along any lot line abutting a Residential Zone, Institutional Zone, or Downtown (D5) Zone line in accordance with the requirements of Section 4.19 of this By-law.

- j) Minimum Landscaped Area
- i) 30% of the Lot Area;
- ii) Within the Landscaped Area, the requirements of Section 4.35.2 of this By-law shall apply; and,
- iii) Notwithstanding Section 15.5.2.1 j) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, the minimum Landscaped Area shall be 15%.
- k) Maximum number of Vehicular Accesses per Lot
- i) Two access driveways; and,
- ii) In addition to Section 15.5.2.1 k) i), one additional access driveway shall be permitted for every 150.0 metres of cumulative portions of any lot line abutting a street.
- I) Waste Storage

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

15.5.2.2 MULTIPLE DWELLING TOWNHOUSE REGULATIONS

a) Unit Arrangement – Multiple Dwelling Townhouse Not more than eight (8) Dwelling Units shall be attached in a continuous row.

- b) Minimum Unit Width for each Dwelling Unit
- i) 6.0 metres where the Dwelling Unit contains a garage; and,
- ii) 5.0 metres where the Dwelling Unit does not contain a garage.

- c) Minimum Setback from a Street Line
- i) 4.0 metres; and,
- ii) Notwithstanding Section 15.5.2.2 c) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, a building may be erected closer to the street line in accordance with the following:
 - 1. Within 10% of the average
 Street Line setback of the two
 adjacent dwellings, or in the
 case of a corner lot, within 10%
 of the setback from the Street
 Line of the adjacent dwelling
 sharing a common lot line; and,
 - 2. In no case shall the Street Line setback be less than 0.5 metres.
- d) Minimum Setback from a Side or Rear Lot Line

i)

- Where the lot line abuts a lot in a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1), or Community Institutional (I2) Zone:
- 1. For the first 25.0 metres measured from the intersection of the lot line and a street: 1.2 metres if the wall contains no windows to a Habitable Room and 7.5 metres if the wall contains windows to a Habitable Room; and,
- 2. Beyond 25.0 metres measured from the intersection of the lot line and a street: 7.5 metres;
- ii) In all other cases:

- 1. 1.5 metres where the wall contains no windows to a Habitable Room; and,
- 4.5 metres where the wall contains windows to a Habitable Room.
- e) Minimum Distance
 Between Buildings on
 a Lot
- i) Between two exterior walls which contain no windows to a Habitable Room: 3.0 metres;
- ii) Between two exterior walls, at least one of which contains windows to a Habitable Room: 6.0 metres; and,
- iii) Between two exterior walls, both of which contain windows to a Habitable Room: 12.0 metres.
- f) Maximum Building Height
- i) 13.5 metres; and,
- ii) In addition to the definition of Building Height in Section 3: Definitions, any wholly enclosed or partially enclosed amenity area, or any portion of a building designed to provide access to a rooftop amenity area shall be permitted to project above the uppermost point of the building by 3.0 metres, provided that any portion of a building designed to provide access to a rooftop amenity area shall be setback a minimum of 3.0 metres from the exterior walls of the storey directly beneath.

g) Built Form for New Development

In the case of buildings constructed after the effective date of this By-law:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.
- h) Minimum Landscaped Area
- i) 30% of the Lot Area;

- ii) Notwithstanding Section 15.5.2.2 h) i), for lots identified on Figure 46 of Schedule "F" – Special Figures of this By-law, the minimum Landscaped Area shall be 15%; and,
- iii) Within the Landscaped Area, the requirements of Section 4.35.2 of this By-law shall apply.
- i) Minimum Amenity Area per Dwelling Unit
- i) 5.0 square metres per Dwelling Unit, which may be provided in a communal area, exclusive to the Dwelling Unit or a combination of both;
- ii) In addition to the definition of Amenity Area, an Amenity Area satisfying Section 15.5.2.2 i) i) located outdoors shall be unobstructed and shall be located at or above the surface of the ground, and exposed to light and air and may include balconies and patios; and,
- iii) In addition to Section 15.5.2.2 i) i), 4.0 square metres per Dwelling Unit which is located above another Dwelling Unit or has a rear wall attached to the rear wall of another Dwelling Unit must be provided in one or more communal areas each having a minimum area of 20.0 square metres and which is located entirely outdoors and on the surface of the ground.

j) Location of Parking

No parking spaces shall be located between a Façade and the Front Lot Line or between the Façade and a Flankage Lot Line, except that parking shall be permitted on individual driveways leading to garages forming part of a Dwelling Unit.

k) Maximum number of Vehicular Accesses per Lot i) Two access driveways; and,

- ii) In addition to Section 15.5.2.2 k) i), one additional access driveway shall be permitted for every 150.0 metres of cumulative portions of any lot line abutting a street.
- I) Pedestrian Accesses

Any Dwelling Unit adjacent to a yard abutting a street must have a minimum of one pedestrian entrance which is located in a façade facing a street.

m) Maximum Height of a Principal Pedestrian Entrance The height of the floor level of any principal pedestrian entrance shall be a maximum of 1.2 metres above Grade.

n) Waste Storage

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

- 15.5.3 SINGLE DETACHED,
 SEMI-DETACHED,
 DUPLEX, TRIPLEX,
 FOURPLEX
 DWELLINGS AND
 STREET
 TOWNHOUSE
 DWELLING
 EXISTING AT THE
 DATE OF THE
 PASSING OF THE
 BY- LAW (October
 XX, 2025)
- In addition to Section 1.11 d) and i) Section 4.12 j) and in accordance with Section 34(10) of the Planning Act. R.S.O., 1990, c.P.13, an addition or alteration to a Single Detached, Semi-Detached, Duplex, Triplex, Fourplex and Street Townhouse Dwelling, not permitted by the By-Law but legally existing at the date of the passing of the By-Law, that increases the volume or size of the building shall be permitted and subject to the requirements of Section 15.1.2 -Regulations, of the Low Density Residential (R1) Zone, and;
- ii) In addition to the permissions of Section 15.5.3 i), an Additional Dwelling Unit shall be permitted in accordance with the requirements of Section 4.33.

15.5.4 REGULATIONS FOR COMMUNITY GARDENS AND URBAN FARMS AS ACCESSORY USES

- a) Community Garden
- i) In accordance with the requirements of Subsection 4.27 of this By-law; and,
- ii) In addition to i) above, a Community Garden shall only be permitted in the Rear Yard or on the roof-top of the principal building.
- b) Urban Farms
- i) In accordance with the requirements of Subsection 4.26 (c) of this By-law; and,
- ii) In addition to i) above, an Urban Farm shall only be permitted in the Rear Yard or on the roof-top of the principal building.
- 5. That the following new section be added to Section 15: Residential:

"15.6 MID RISE RESIDENTIAL - LARGE SCALE (R4a) ZONE

Explanatory Note: The intent of the R4a Zone is to permit a range of mid rise residential housing types, including multiple dwellings, and multiple dwelling townhouses as part of a comprehensive development, along arterial roads at the periphery of neighbourhoods. Local commercial uses are permitted to serve the residents of mixed use buildings and the surrounding neighbourhoods.

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Mid Rise Residential (R4a) Zone for any purpose other than one or more of the following uses or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

15.6.1 PERMITTED USES

Artist Studio
Commercial School
Community Garden
Craftsperson Shop
Child Care Centre
Financial Establishment
Lodging House
Medical Clinic

Multiple Dwelling

Multiple Dwelling Townhouse

Office

Personal Service

Place of Worship

Repair Service

Restaurant

Retail

Residential Care Facility

Retirement Home

Social Services Establishment

Tradesperson's Shop

Urban Farm

Veterinary Service

15.6.1.1 RESTRICTED USES

In addition to Section 15.6.1, the following uses shall be permitted in accordance with the following restrictions:

- i) The following uses shall only be permitted as a Secondary use to a Lodging House, Multiple Dwelling, Residential Care Facility, or Retirement Home and shall only be permitted within the ground floor of a building:
 - i. Art Gallery
 - ii. Commercial School
 - iii. Craftsperson Shop
 - iv. Child Care Centre
 - v. Financial Establishment
 - vi. Medical Clinic
 - vii. Office
 - viii. Personal Service
 - ix. Place of Worship
 - x. Repair Service
 - xi. Restaurant
 - xii. Retail
 - xiii. Studio
 - xiv. Social Services Establishment
 - xv. Tradesperson's Shop
 - xvi. Veterinary Service
- ii) An Office shall be limited to a maximum Gross Floor Area of 500.0 square metres per individual building.



- iii) Multiple Dwelling Townhouse
- 1. A Multiple Dwelling Townhouse shall only be permitted on a lot which contains a Lodging House, Multiple Dwelling, Residential Care Facility, or Retirement Home which is greater than or equal to 18.0 metres in height, subject to the following regulations:
- The aggregate Gross Floor Area of all Multiple Dwelling Townhouses shall not exceed 40% of the aggregate Gross Floor Area of all uses on the lot.
- Section 15.6.1.1 iii) 1. and 2. shall not apply to a Multiple Dwelling Townhouse existing at the date of passing of the By-law (October XX, 2025), provided there is no increase in the number of Dwelling Units within an existing Multiple Dwelling Townhouse building.
- 15.6.1.2 PROHIBITED USES

Notwithstanding Section 15.6.1, a Drive-Through Facility shall be prohibited, even as an accessory use.

15.6.2 REGULATIONS

15.6.2.1 LODGING HOUSE, MULTIPLE DWELLING, RESIDENTIAL CARE FACILITY, AND RETIREMENT HOME REGULATIONS

a) Minimum Lot Frontage 30.0 metres.

- b) Minimum Setback from a Street Line
- i) 4.5 metres:
- ii) In addition to Section 15.6.2.1 b) i), 6.0 metres for any portion of a building exceeding 14.0 metres in height; and,
- iii) Notwithstanding Section 15.6.2.1 b) i), for lots identified on Figure 46 of Schedule "F" – Special Figures of this By-law, the minimum setback from a Street Line shall be 3.0 metres.

- c) Minimum Setback from a Side Lot Line
- i) 4.5 metres; and,
- ii) Notwithstanding Section 15.6.2.1 c) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, the minimum setback from a side lot line shall be 3.0 metres and a minimum aggregate of 7.5 metres.
- iii) Notwithstanding Section 15.6.2.1 c) i) and ii), where windows of a Habitable Room face a side lot line:
 - 1. 7.5 metres; and,
 - 2. 10.0 metres for any portion of a building exceeding 14.0 metres in height.
- iv) Notwithstanding Section 15.6.2.1 c) i) and ii), where the lot line abuts a lot in a Low Density Residential (R1), Low Density Residential Small Lot (R1a), or Low Density Residential Large Lot (R2),Zone:
- 1. 7.5 metres; and,
- 2. 10.0 metres for any part of the building exceeding 14.0 metres in height.
- d) Minimum Setback from the Rear Lot Line
- i) 10.0 metres;
- ii) Notwithstanding Section 15.6.2.1 d) i), when the rear lot line abuts a laneway, the minimum setback from the rear lot line shall be 7.5 metres; and,
- iii) In addition to Section 15.6.2.1 d) i) and ii), the minimum setback from the rear lot line shall be 14.0 metres for any portion of a building exceeding 14.0 metres in height.
- i) 40.0 metres; and,
- ii) In addition to the definition of Building Height in Section 3: Definitions, any wholly

e) Maximum Building Height enclosed or partially enclosed amenity area, or any portion of a building designed to provide access to a rooftop amenity area shall be permitted to project above the uppermost point of the building, subject to the following regulations:

- The total floor area of the wholly enclosed or partially enclosed structure belonging to an amenity area, or portion of a building designed to provide access to a rooftop amenity area shall not exceed 10% of the floor area of the storey directly beneath;
- 2. The wholly enclosed or partially enclosed amenity area, or portion of a building designed to provide access to a rooftop amenity area shall be setback a minimum of 3.0 metres from the exterior walls of the storey directly beneath; and,
- 3. The wholly enclosed or partially enclosed amenity area, or portion of a building designed to provide access to a rooftop amenity area shall not be greater than 3.0 metres in vertical distance from the uppermost point of the building to the uppermost point of the rooftop enclosure.
- f) Minimum Distance Between Buildings on a Lot
- i) Between two exterior walls which contain no windows to a Habitable Room: 6.0 metres.
- ii) Between two exterior walls, at least one of which contains windows to a Habitable Room:
 - 1. For any portion of the building equal to or less than 14.0 metres in height: 15.0 metres.
 - 2. For any portion of the building exceeding 14.0 metres in height: 20.0 metres.

g) Built Form for New Development

In the case of buildings constructed after the effective date of this By-law or additions to buildings existing as of the effective date of this By-law:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.
- No parking or aisles shall be located between the building façade and a Street Line.
- iii) All principal entrances shall face the street and be accessible from the building façade with direct access from the public sidewalk.
- iv) Notwithstanding the definition of Planting Strip, a sidewalk shall be permitted where required by Section iii) above.
- v) A minimum of 50% of the area of the ground floor façade containing a use permitted in Section 15.6.1.1 i) shall be comprised of clear glazed windows and doors. Window and door frames, clear glazed transoms and sidelights, doors with at least 50% clear glazing, and a sill up to 0.6m in height are permitted to be included in the calculation of the clear glazed area. Signage and opaque/spandrel glazing shall not be included in the calculation of the clear glazed area; and,
- vi) Within the interior side yard, a walkway with a minimum width of 1.5 metres leading to a street shall be required.

On a lot containing more than 10 Dwelling Units, the following minimum Amenity Area requirements shall be provided exclusively for the residential use and shall be functionally separated from public areas associated with any non-residential use:

Minimum Amenity Area for a Multiple Dwelling

- i) 5.0 square metres per Dwelling Unit, subject to the following regulations:
 - 1. 3.0 square metres shall be outdoors on or above the ground, at least 50% of which shall be a contiguous area; and,
 - 2. 2.0 square metres shall be indoors.
- i) Planting Strip
- i) Where a property lot line abuts a property lot line within a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1), or a Community Institutional (I2) Zone, a minimum 3.0 metre wide Planting Strip shall be provided and maintained, except:
- ii) Notwithstanding Section 15.6.2.1 h) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, where a property lot line abuts a property lot line within a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1), or a Community Institutional (I2) Zone, a minimum 2.0 metre wide Planting Strip shall be provided and maintained.
- j) Visual Barrier

A visual barrier shall be required along any lot line abutting a Residential Zone, Institutional Zone, or Downtown (D5) Zone in accordance with the requirements of Section 4.19 of this By-law.

- k) Minimum Landscaped Area
- i) 30% of the Lot Area;
- ii) Within the Landscaped Area, the requirements of Section 4.35.2 of this Bylaw shall apply;
- iii) Notwithstanding Section 15.6.2.1 k) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, the

minimum Landscaped Area shall be 15% of the Lot Area.

- Maximum number of Vehicular Accesses on a Lot
- i) Two access driveways; and,
- ii) In addition to Section 15.6.2.1 I) i), one additional access driveway shall be permitted for every 150.0 metres of cumulative portions of any lot line abutting a street.
- m) Waste Storage

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

15.6.2.2 MULTIPLE DWELLING TOWNHOUSE REGULATIONS

a) Unit Arrangement – Multiple Dwelling Townhouse Not more than eight (8) Dwelling Units shall be attached in a continuous row.

- b) Minimum Unit Width for each Dwelling Unit
- i) 6.0 metres where the Dwelling Unit contains a garage; and,
- ii) 5.0 metres where the Dwelling Unit does not contain a garage.
- c) Minimum Setback from a Street Line
- i) 4.0 metres.
- ii) Notwithstanding Section 15.6.2.2 c) i), for lots identified on Figure 46 of Schedule "F" Special Figures of this By-law, a building may be erected closer to the street line in accordance with the following:
 - Within 10 percent of the average Street Line setback of the two adjacent dwellings, or in the case of a corner lot, within 10 percent of the setback from the Street Line of the adjacent dwelling sharing a common lot line; and,
 - 2. In no case shall the setback from the Street Line be less than 0.5 metres.

- d) Minimum Setback from a Side or Rear Lot Line
- i) Where the lot line abuts a lot in a Low Density Residential (R1), Low Density Residential Small Lot (R1a), Low Density Residential Large Lot (R2), Neighbourhood Institutional (I1), or Community Institutional (I2) Zone:
 - For the first 25.0 metres measured from the intersection of the lot line and a street: 1.2 metres if the wall contains no windows to a Habitable Room and 7.5 metres if the wall contains windows to a Habitable Room; and,
 - Beyond 25.0 metres measured from the intersection of the lot line and a street:
 7.5 metres;
- ii) In all other cases:
 - 1. 1.5 metres where the wall contains no windows to a Habitable Room; and,
 - 2. 4.5 metres where the wall contains windows to a Habitable Room:
- e) Minimum Distance Between Buildings on a Lot
- Between two exterior walls which contain no windows to a Habitable Room: 3.0 metres;
- ii) Between two exterior walls, at least one of which contains windows to a habitable room: 6.0 metres; and,
- iii) Between two exterior walls, both of which contain windows to a habitable room: 12.0 metres:
- i) 13.5 metres; and,
- ii) Notwithstanding Section 15.6.2.2 f) i), portions of a building used exclusively for providing access to a rooftop amenity area and privacy screens associated with a rooftop amenity area may project above the maximum permitted height by 3.0 metres, provided that any enclosed access is located

f) Maximum Building Height a minimum of 3.0 metres from the exterior walls of the storey directly beneath;

g) Built Form for New Development

In the case of buildings constructed after the effective date of this By-law:

- Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.
- h) Minimum Landscaped Area
- i) 30% of the Lot Area;
- ii) Notwithstanding Section 15.6.2.2 h) i), for lots identified on Figure 46 of Schedule "F"

 Special Figures of this By-law, the minimum Landscaped Area shall be 15% of the Lot Area; and,
- iii) Within the Landscaped Area, the requirements of Section 4.35.2 of this Bylaw shall apply.
- i) Minimum Amenity Area per Dwelling Unit

i)

- 5.0 square metres per Dwelling Unit, which may be provided in a communal area, exclusive to the Dwelling Unit or a combination of both;
- In addition to the definition of Amenity Area, an Amenity Area satisfying Section 15.6.2.2 i) i) located outdoors shall be unobstructed and shall be at or above the surface, and exposed to light and air and may include balconies and patios; and,
- iii) In addition to Section 15.6.2.2 i) i), 4.0 square metres per Dwelling Unit which is located above another Dwelling Unit or has a rear wall attached to the rear wall of another Dwelling Unit must be provided in one or more communal areas each having a minimum area of 20 square metres and which is located entirely outdoors and on the surface of the ground.
- i) Location of Parking

No parking spaces shall be located between a Façade and the Front Lot Line or between the

Façade and a Flankage Lot Line, except that parking shall be permitted on individual driveways leading to garages forming part of a Dwelling Unit.

- k) Maximum number of Vehicular Accesses on a Lot
- Two access driveways; and,
- ii) In addition to Section 15.6.2.2 k) i), one additional access driveway shall be permitted for every 150.0 metres of cumulative portions of any lot line abutting a street.
- I) Pedestrian Accesses

Any Dwelling Unit adjacent to a yard abutting a street must have a minimum of one pedestrian entrance which is located in a Façade.

m) Maximum Height of a Principal Pedestrian Entrance The height of the floor level of any principal pedestrian entrance shall be a maximum of 1.2 metres above Grade.

n) Waste Storage

Outdoor waste storage shall be fully enclosed and shall not be located in the front yard.

15.6.3 SINGLE DETACHED,
SEMI-DETACHED,
DUPLEX, TRIPLEX,
FOURPLEX, AND
STREET
TOWNHOUSE
DWELLINGS
EXISTING AT THE
DATE OF THE
PASSING OF THE
BY-LAW (October 8,
2025)

In addition to Section 4.12 j) and in accordance with Section 34(10) of the Planning Act, R.S.O.,1990, c.P.13, an addition or alteration to a Single Detached, Semi-Detached, Duplex, Triplex, Fourplex ,and Street Townhouse Dwelling not permitted by the by-law but legally existing at the date of the passing of the by-law that increases the volume or size of the building shall be permitted as follows:

Nothing in this section shall prevent the enlargement, extension, or alteration of an existing building or structure, provided that:

The increase shall not exceed a maximum of 10% of the Gross Floor Area of the building existing at the date of the passing of the by-law; and, The existing side yard and front yard setbacks are maintained for the addition.

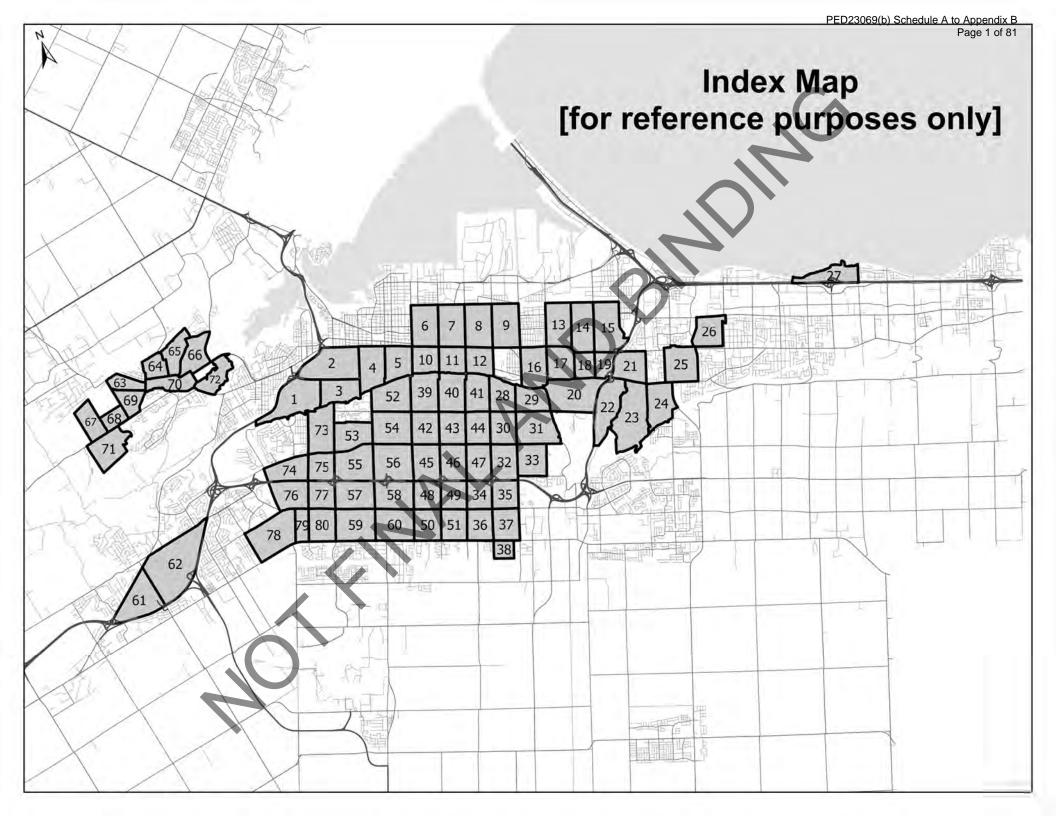
15.6.4 REGULATIONS FOR COMMUNITY GARDENS AND URBAN FARMS AS ACCESSORY USES

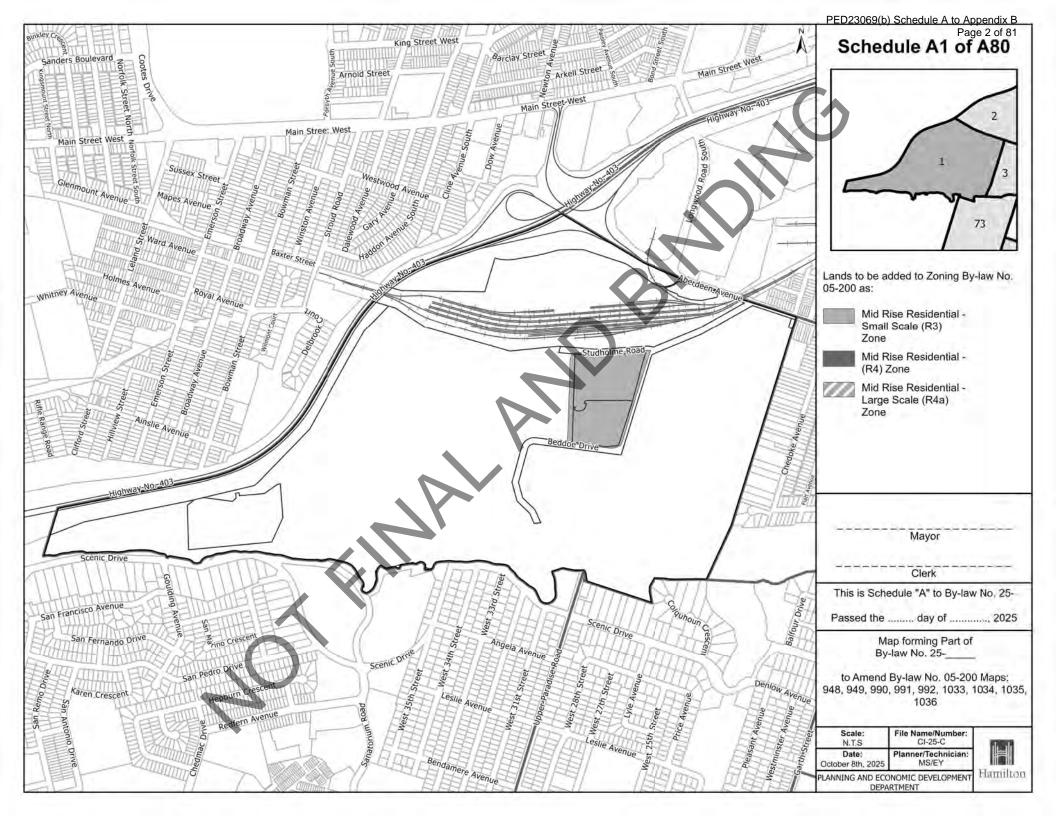
- a) Urban Farms
- i) In accordance with the requirements of Subsection 4.26 (c) of this By-law.
- ii) In addition to i) above, an Urban Farm shall only be permitted in the Rear Yard or on the roof-top of the principal building.
- b) Community Gardens
- i) In accordance with the requirements of Section 4.27 of this By-law.
- ii) In addition to i) above, a Community Garden shall only be permitted in the rear yard or on the roof-top of the principal building.
- 6. That Section "F" Special Figures is amended by adding Figure No. 46, attached as Schedule "C" to this By-law.
- 7. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law in accordance with the *Planning Act*.

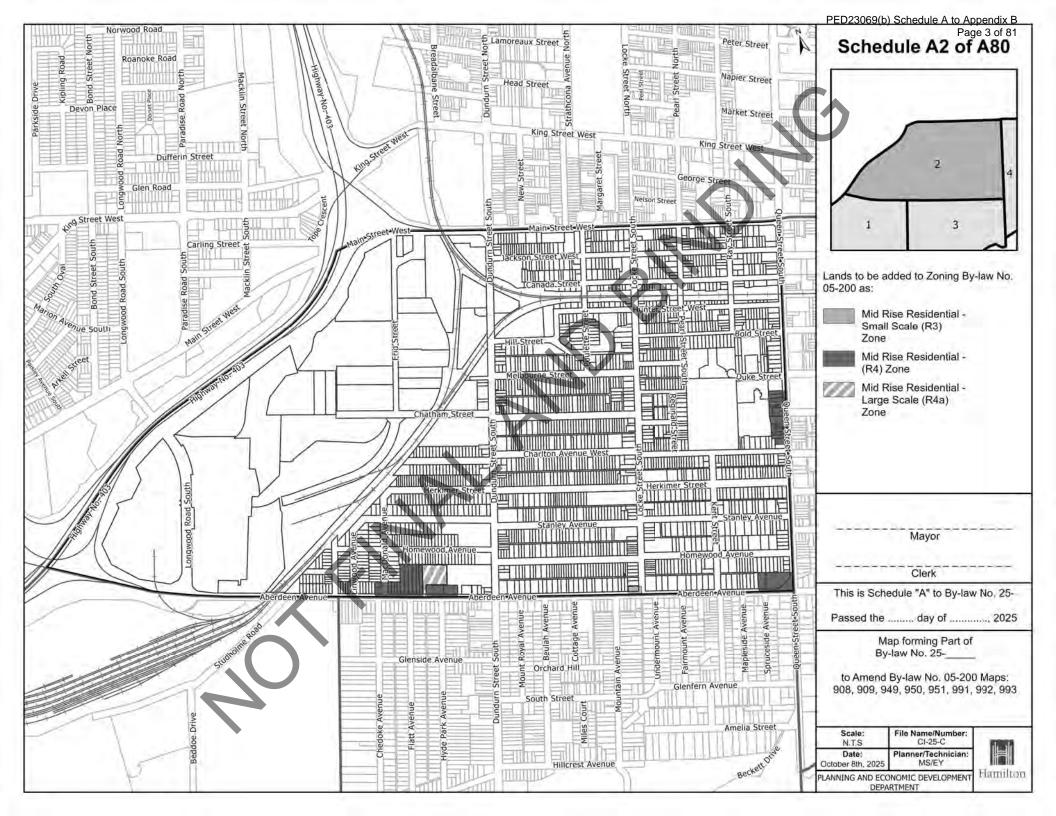
PASSED this 8th day of October, 2025

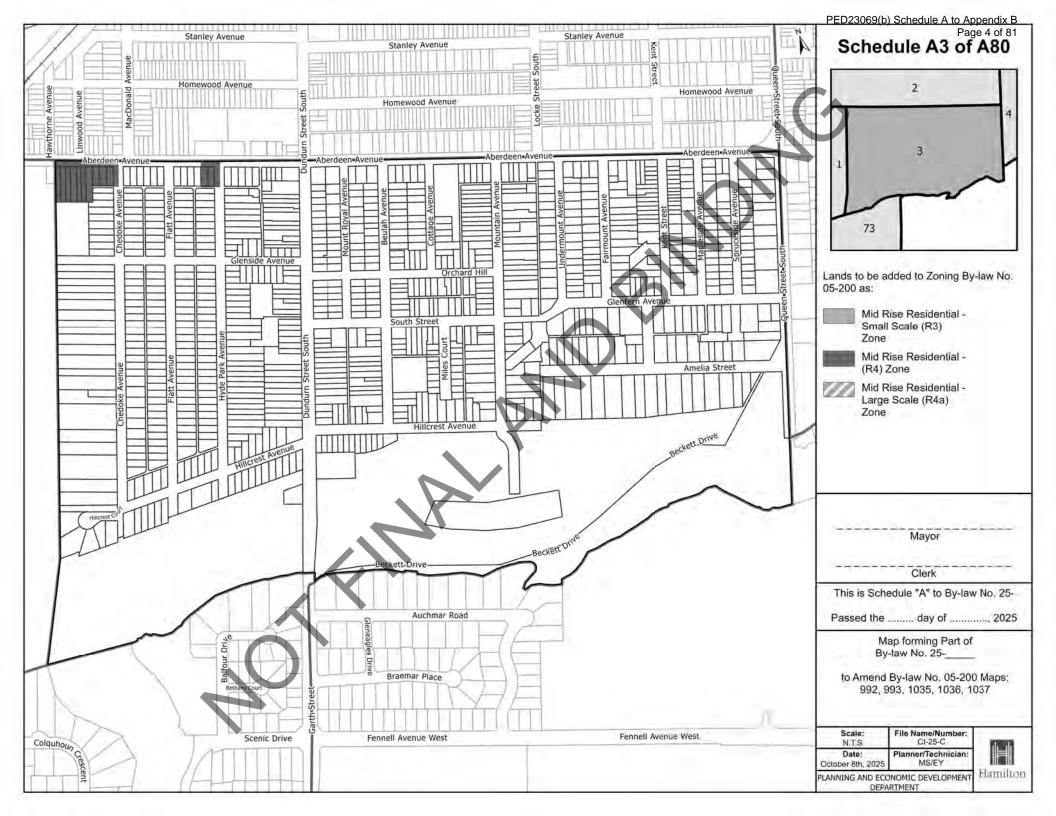
A. Horwath	M. Trennum	
Mayor	City Clerk	

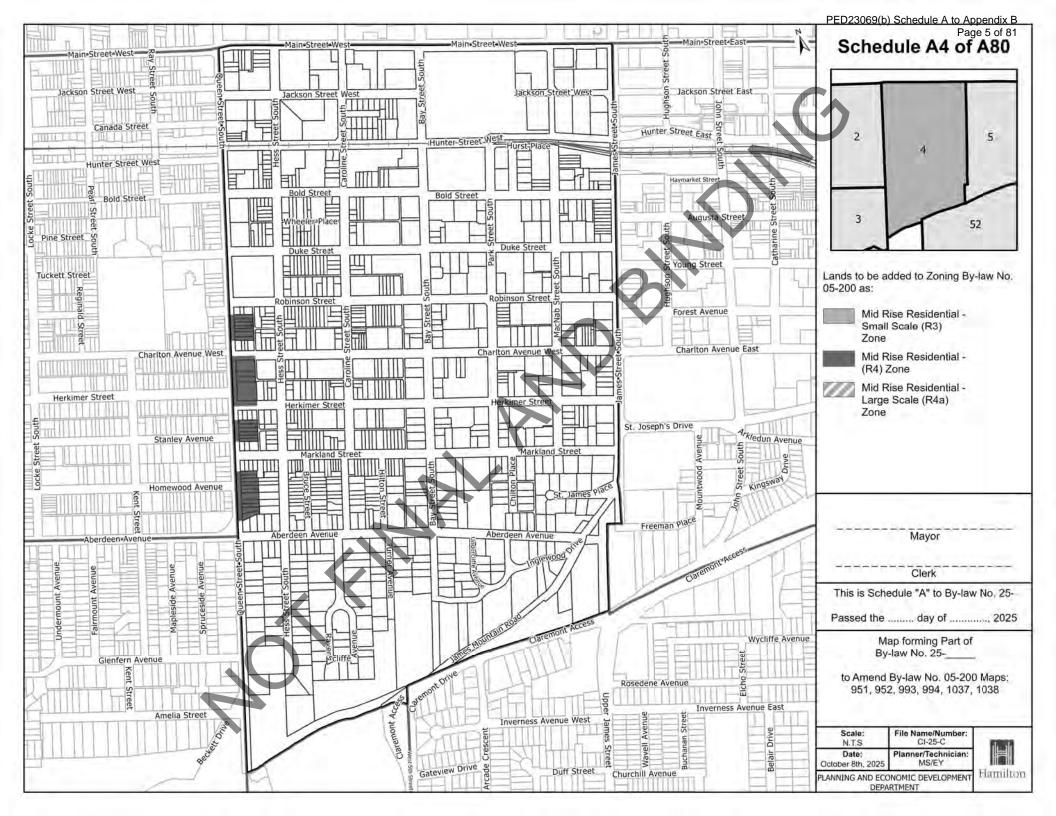
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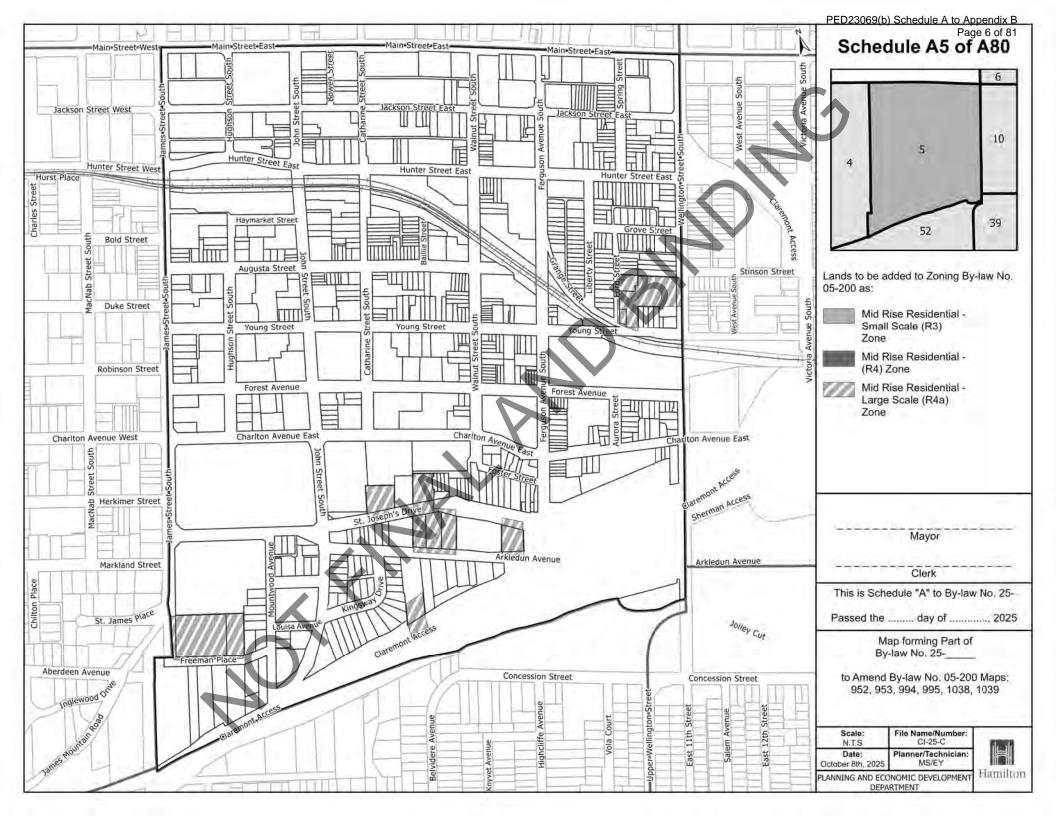


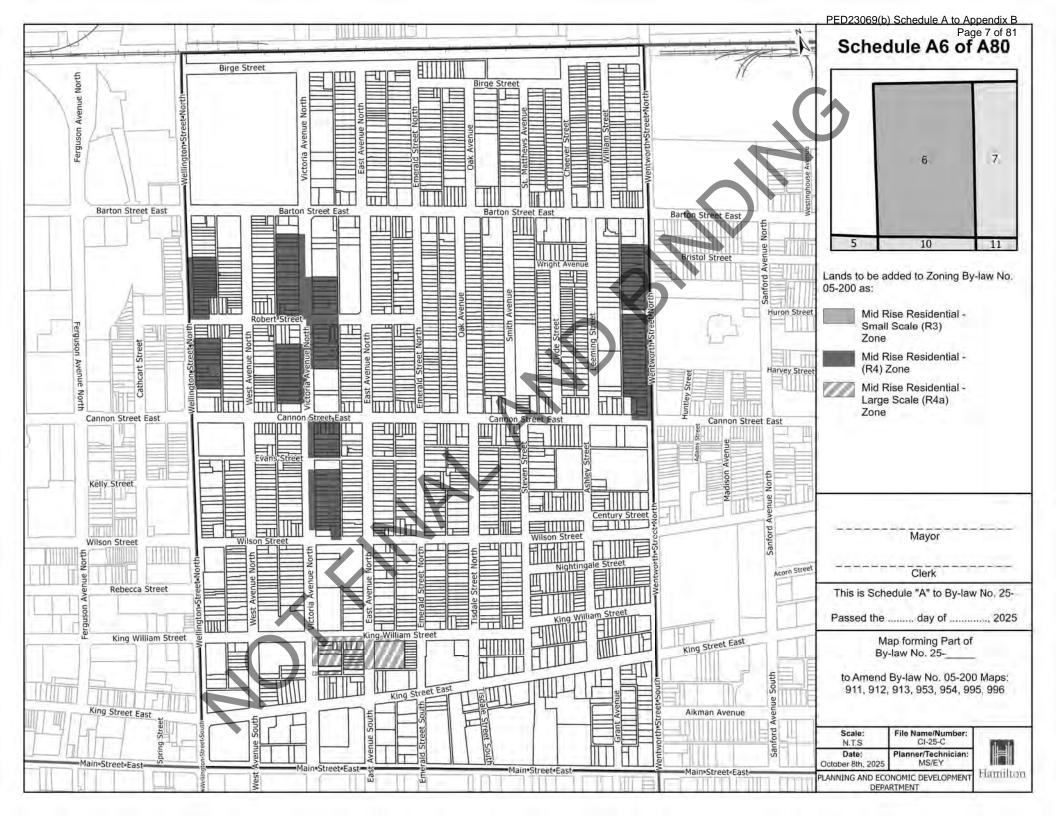


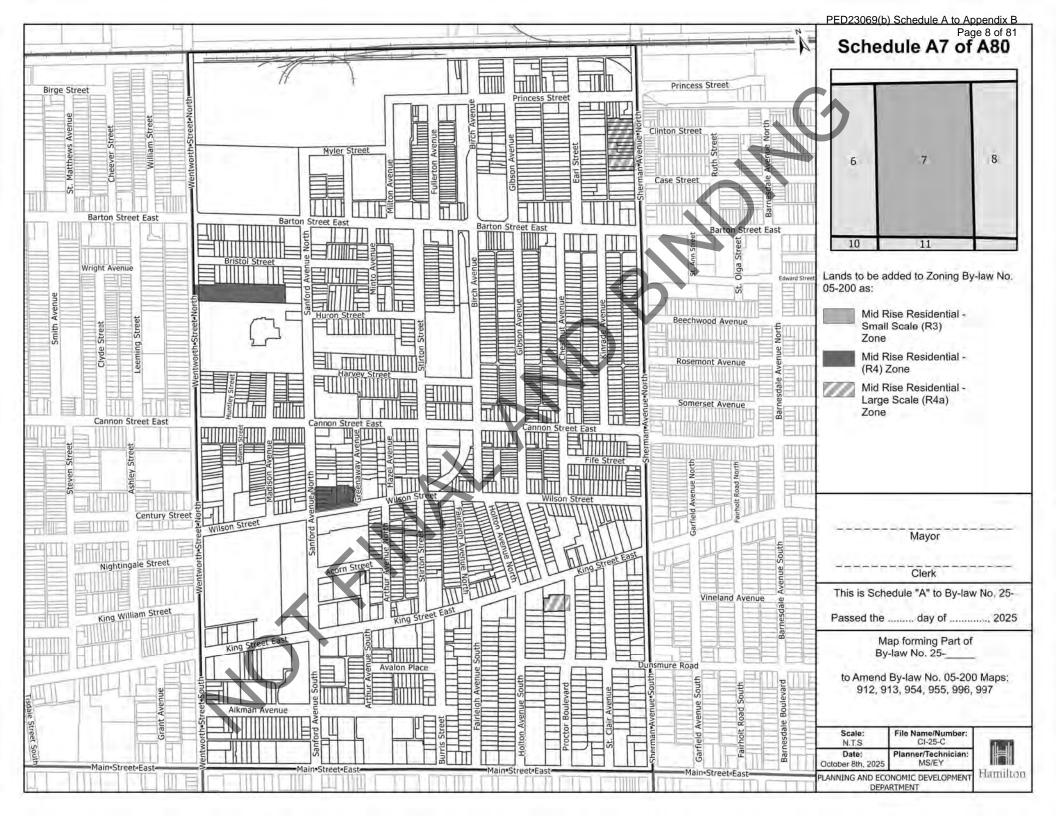


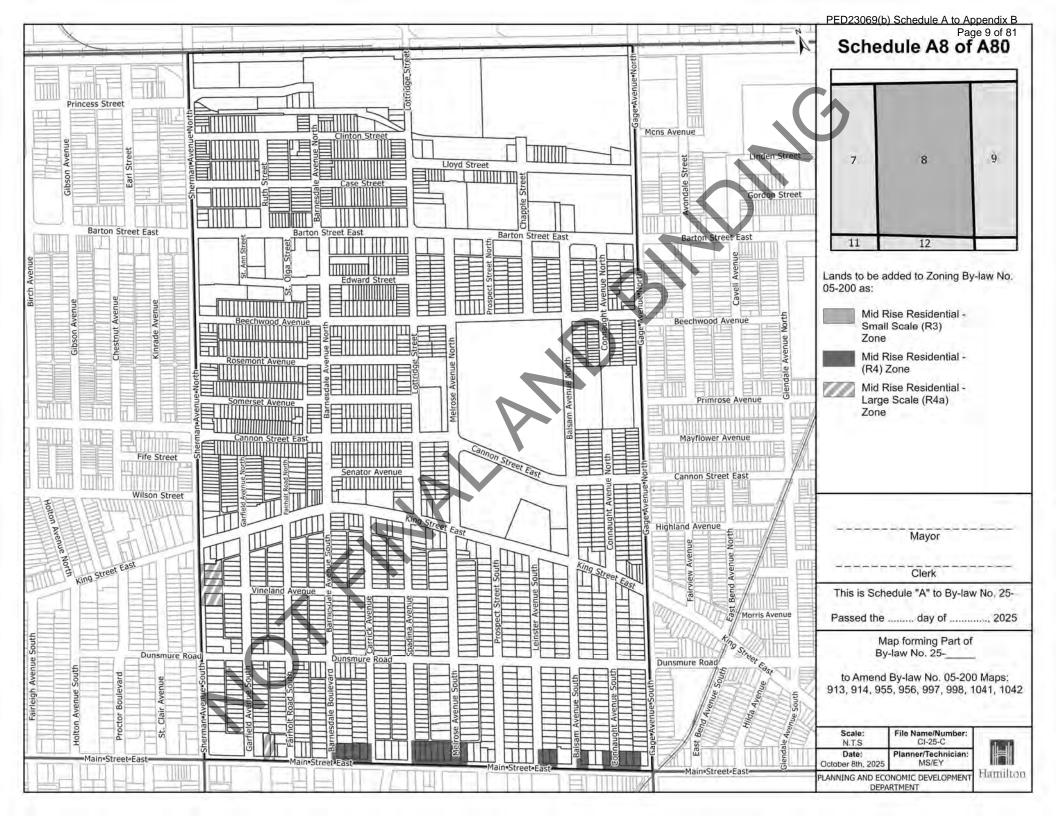


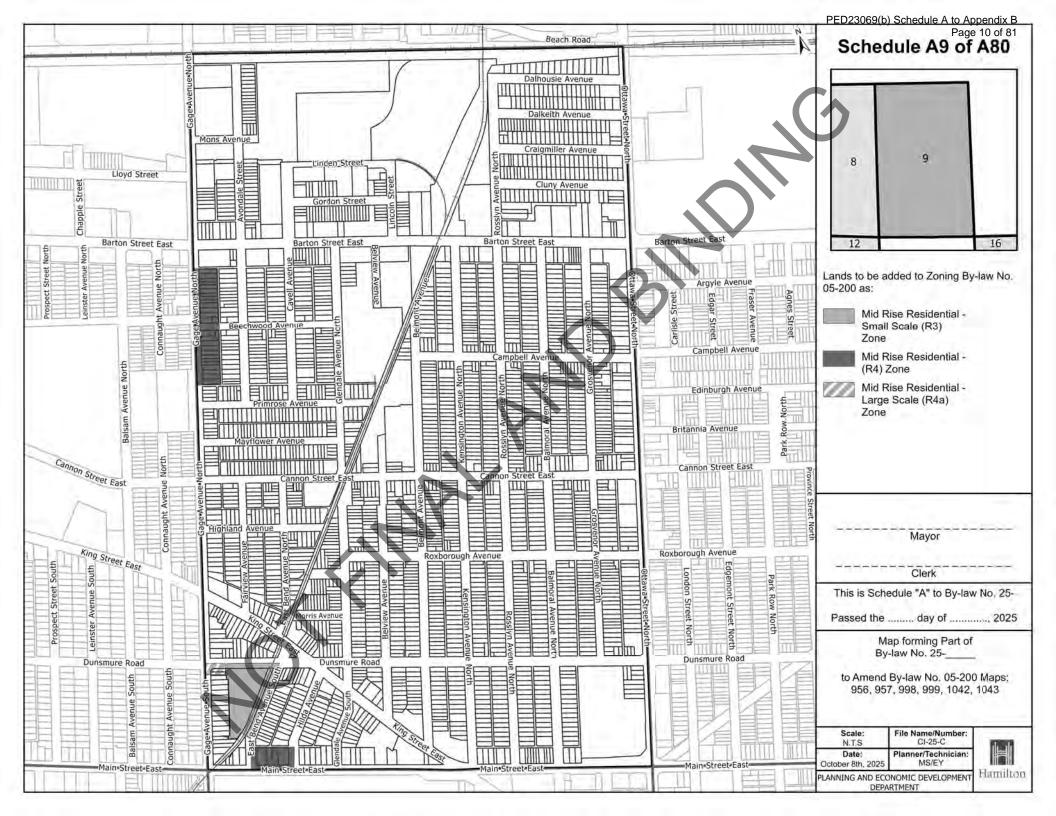


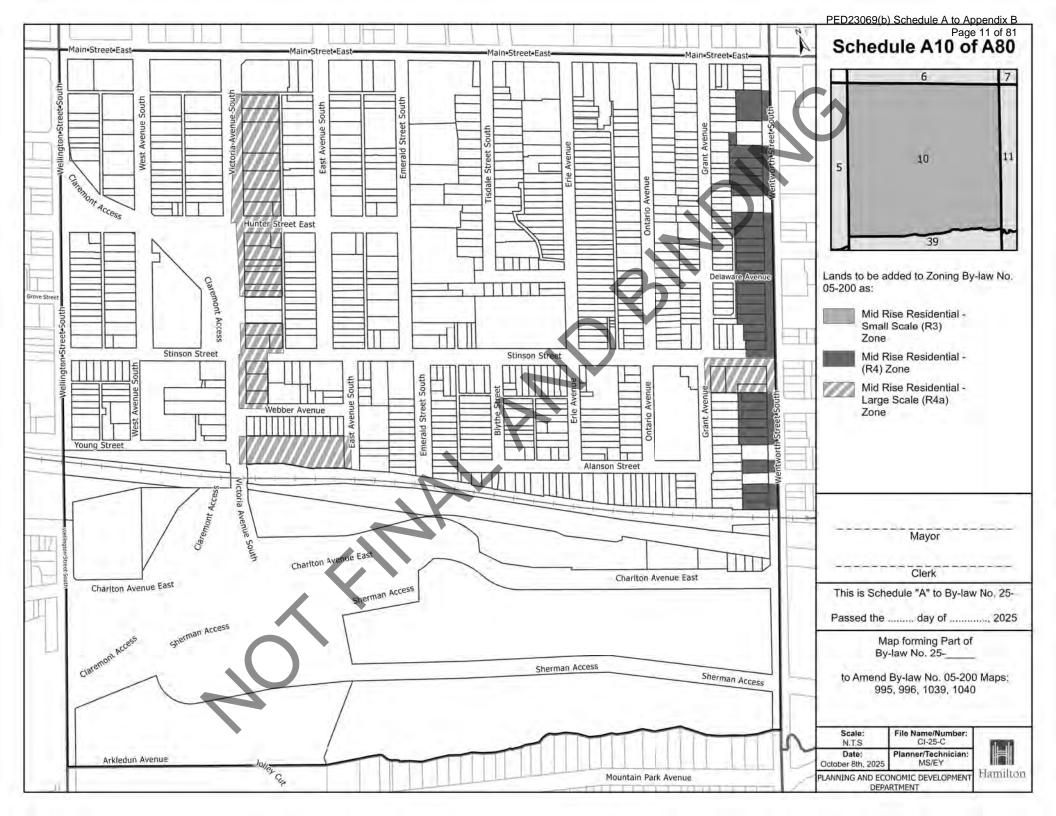


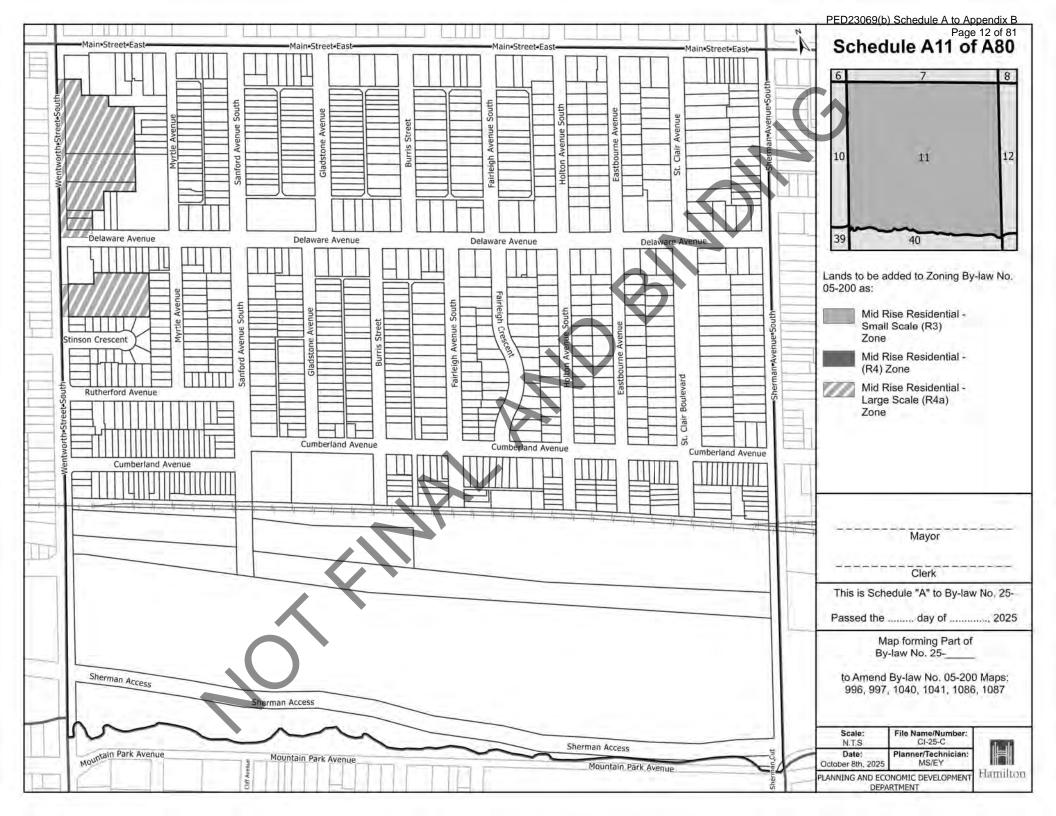


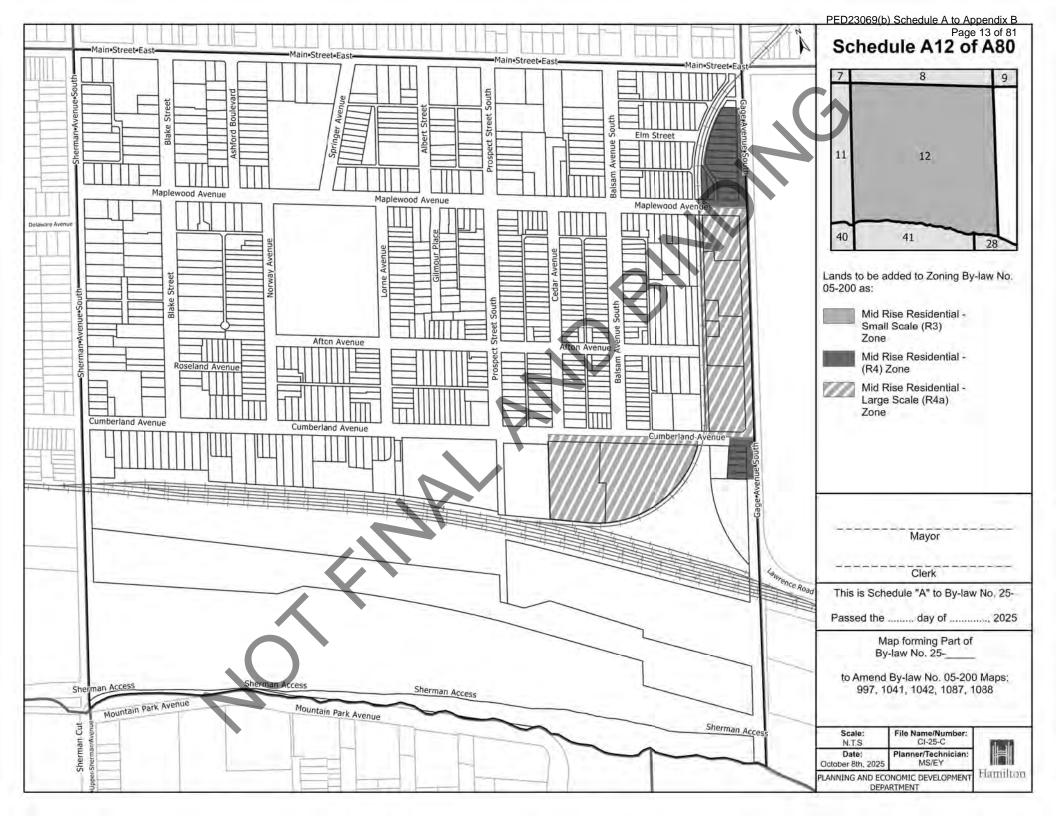


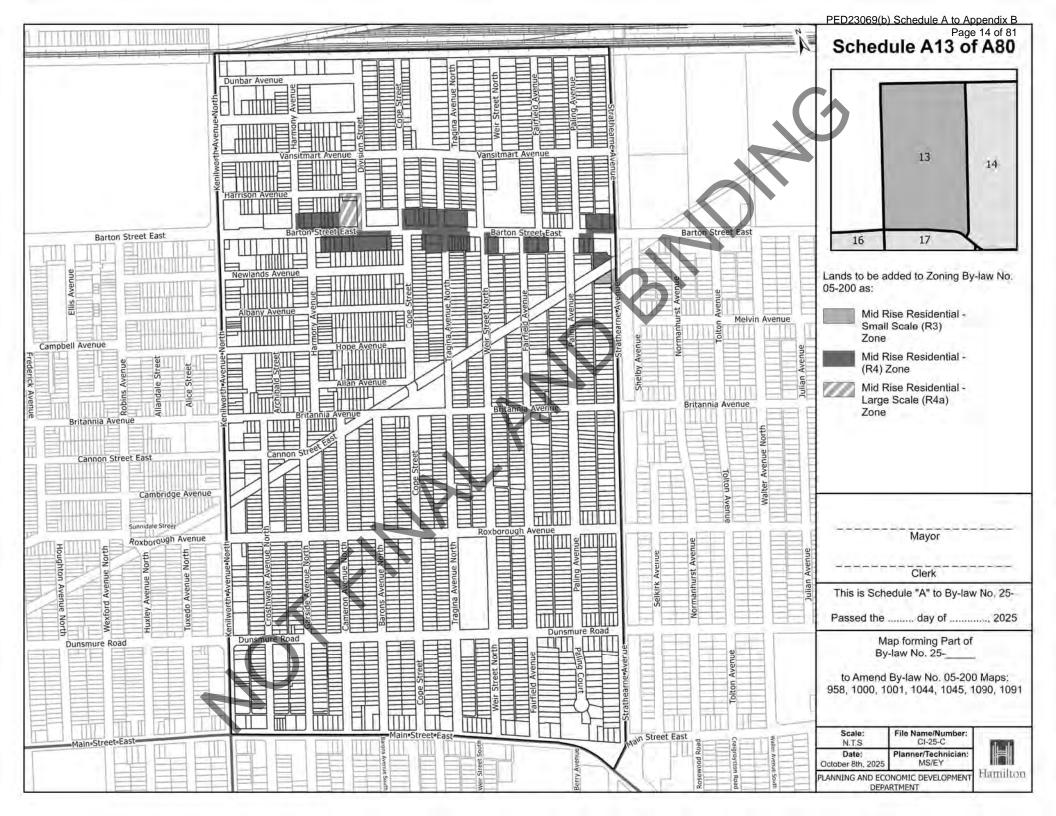


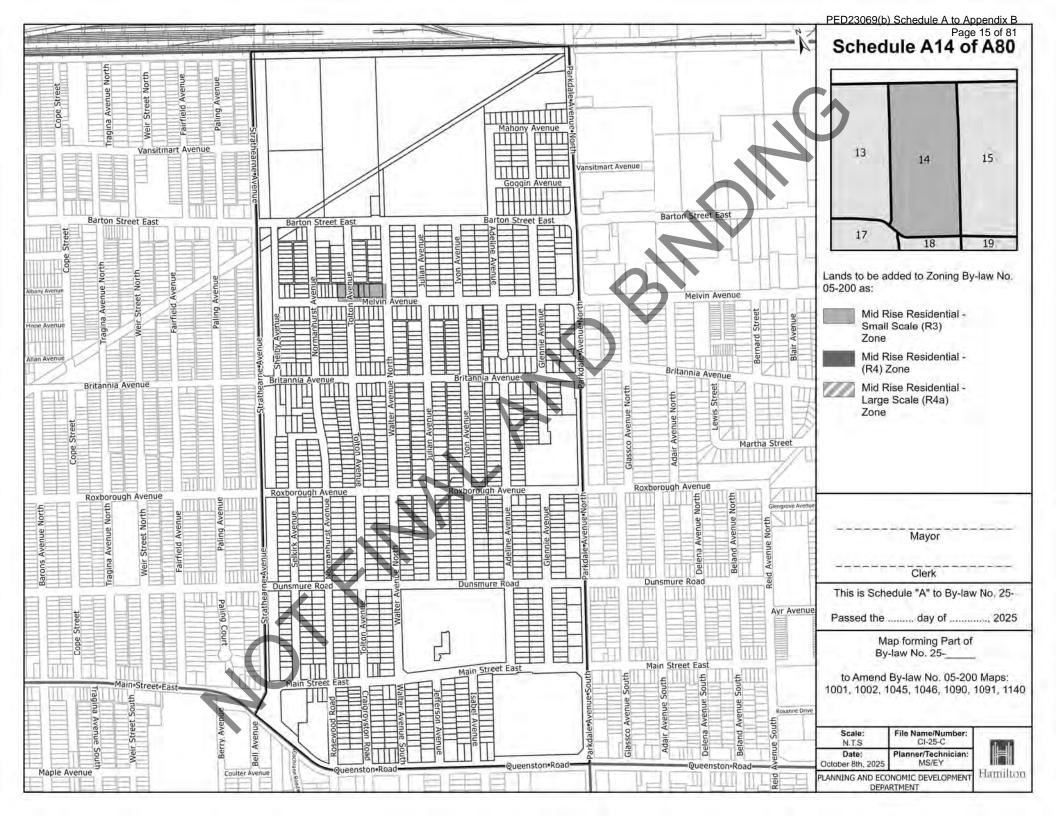


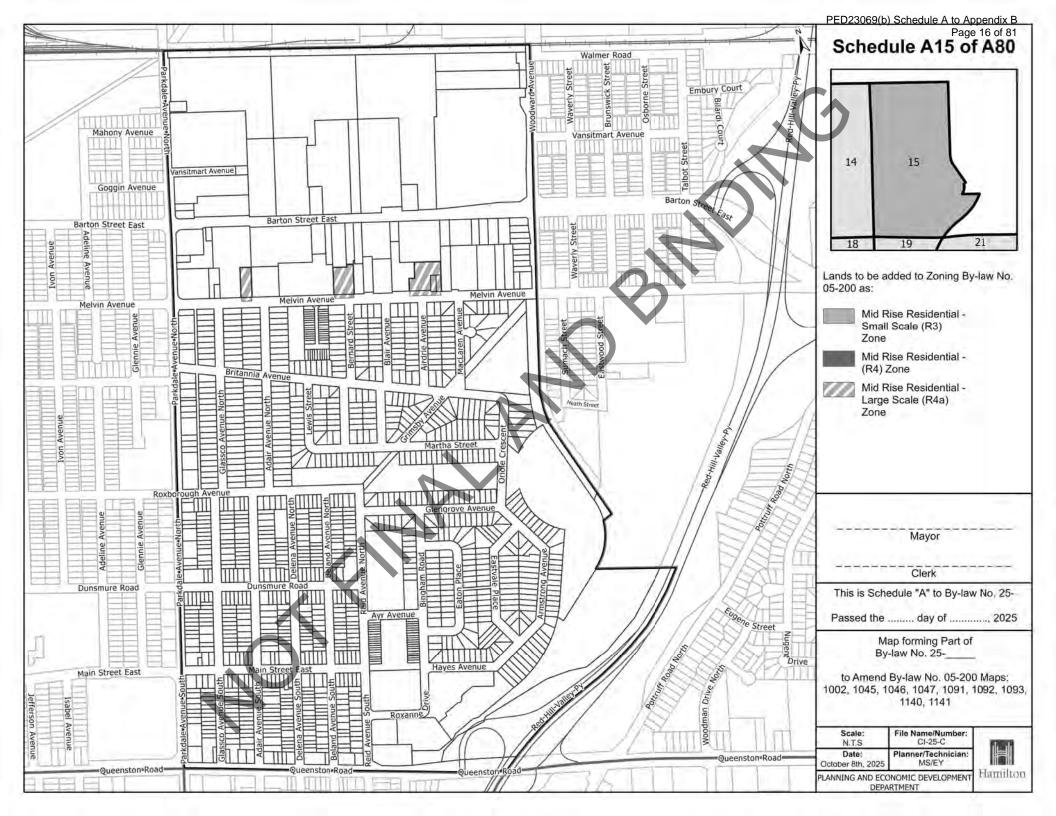


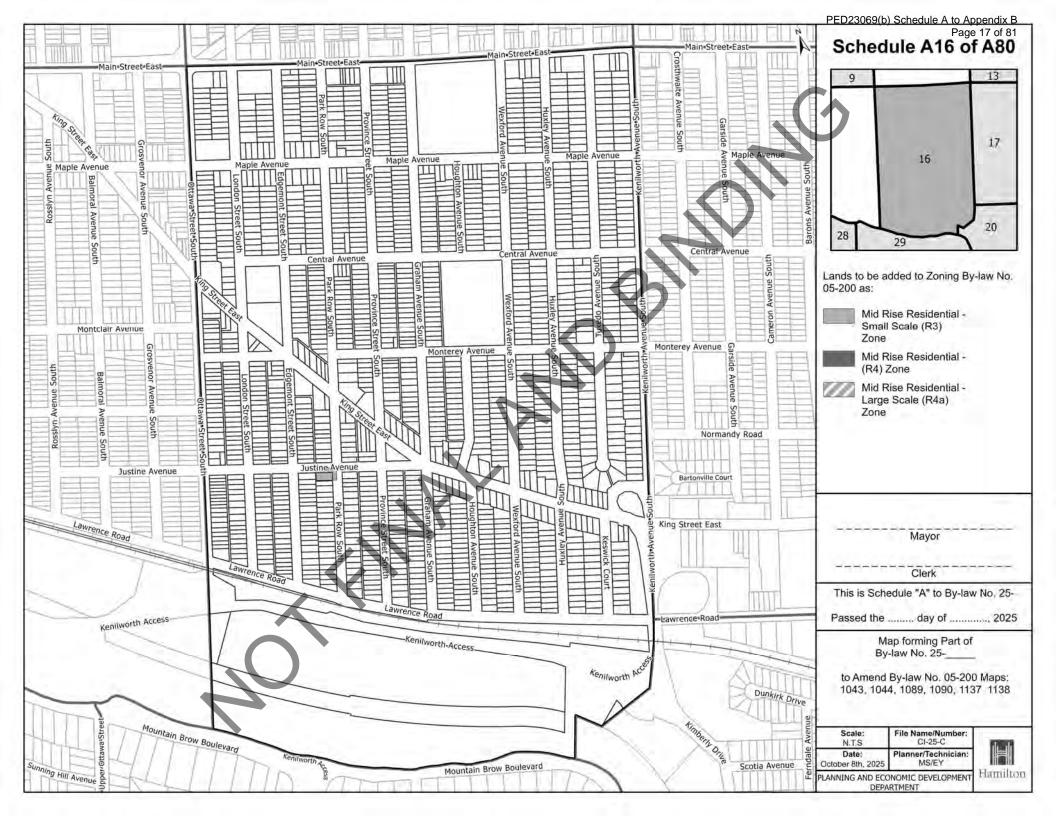


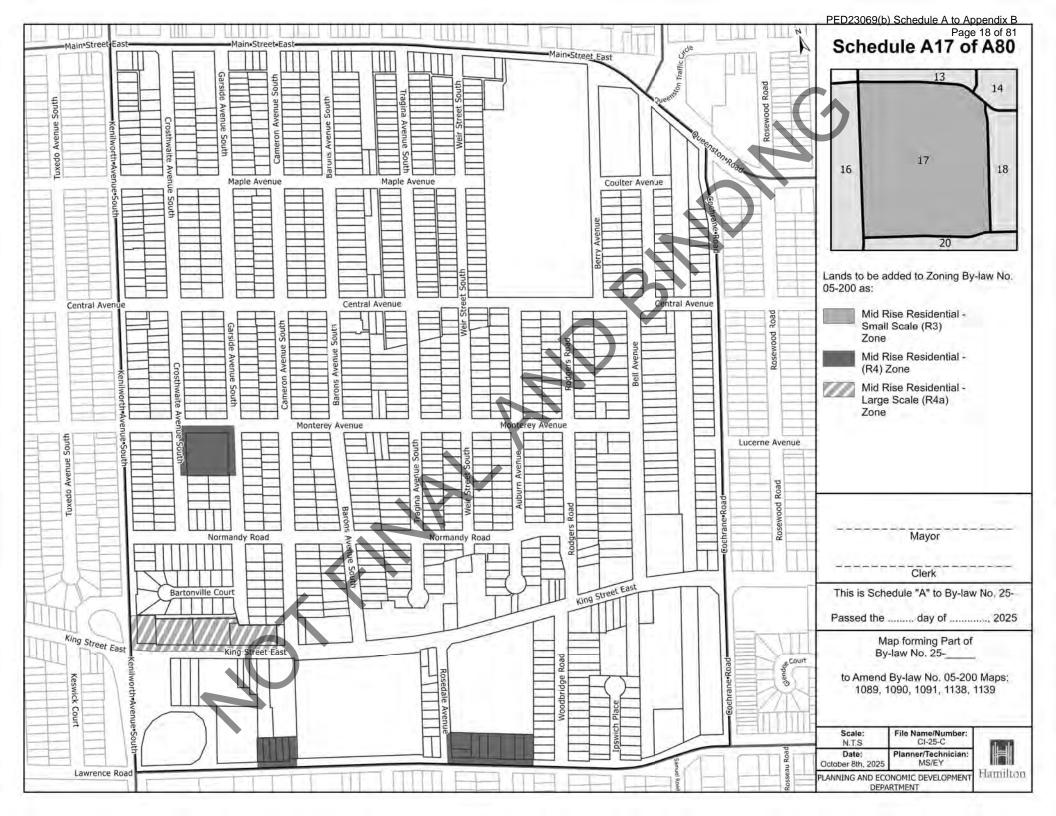


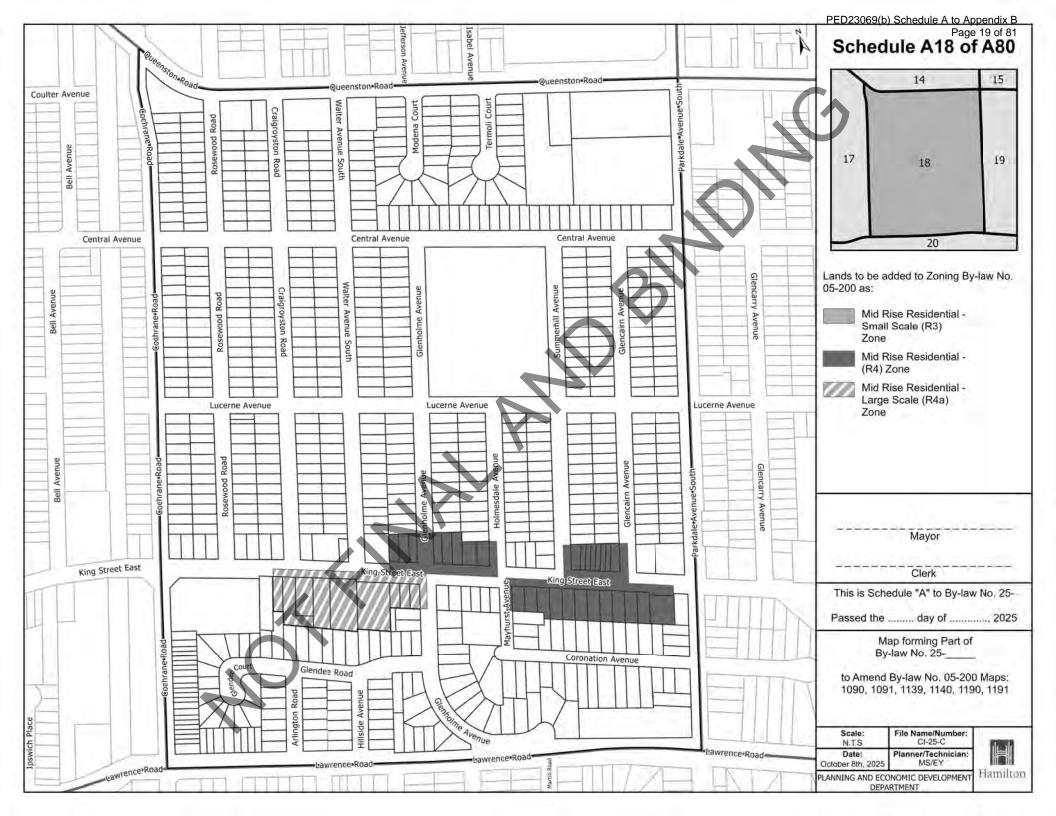


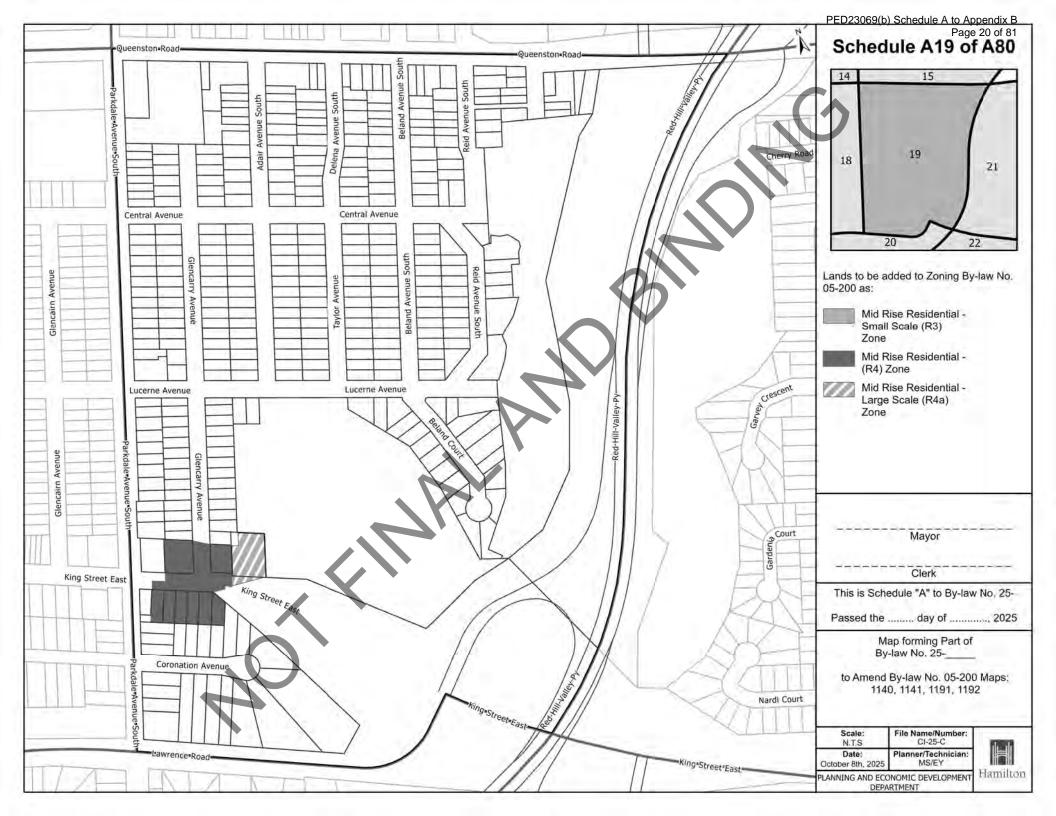


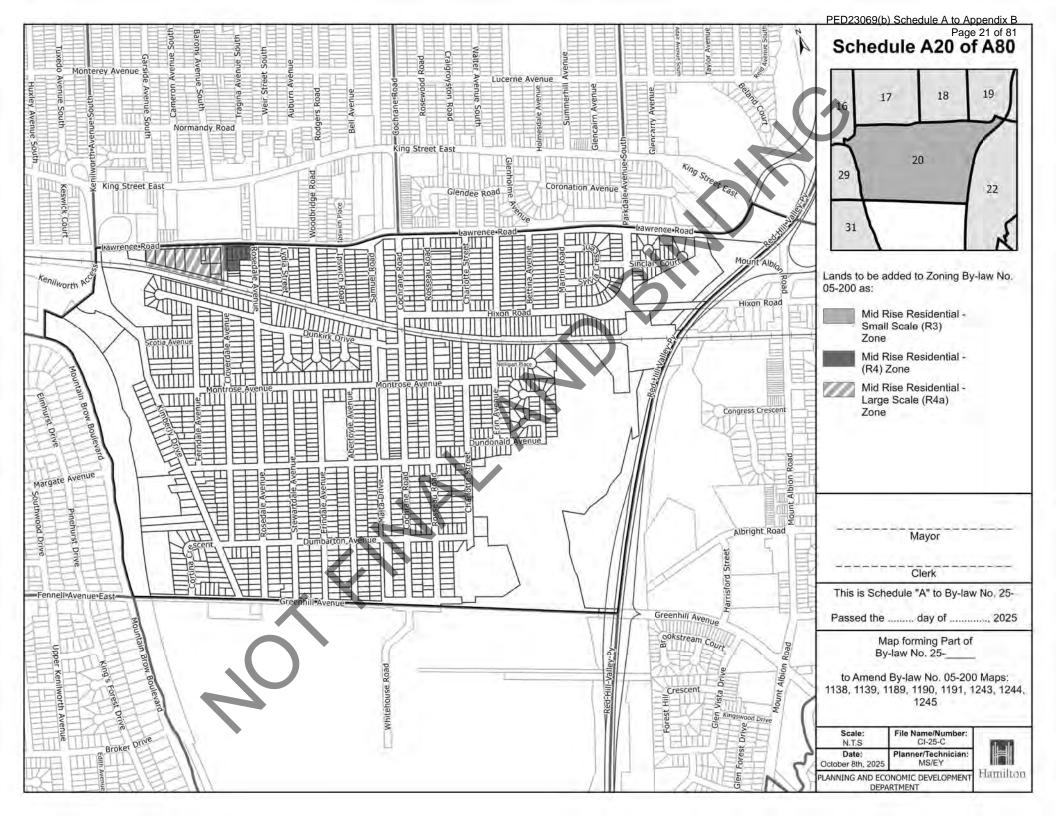


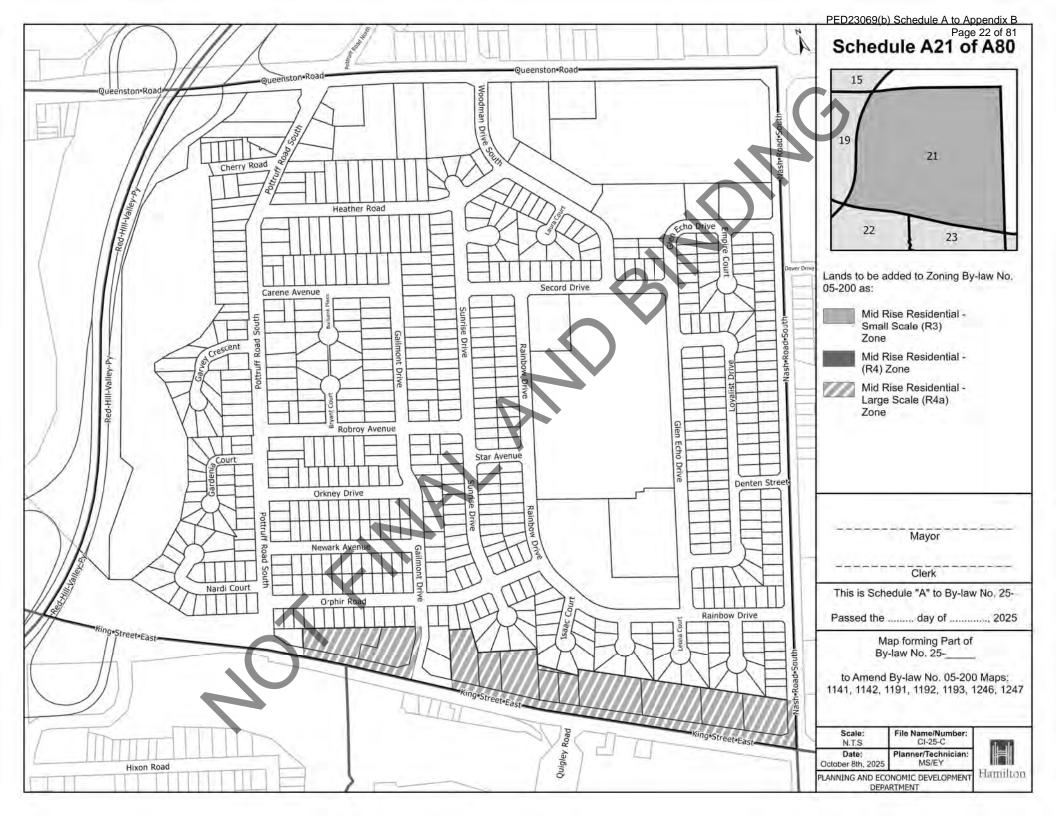


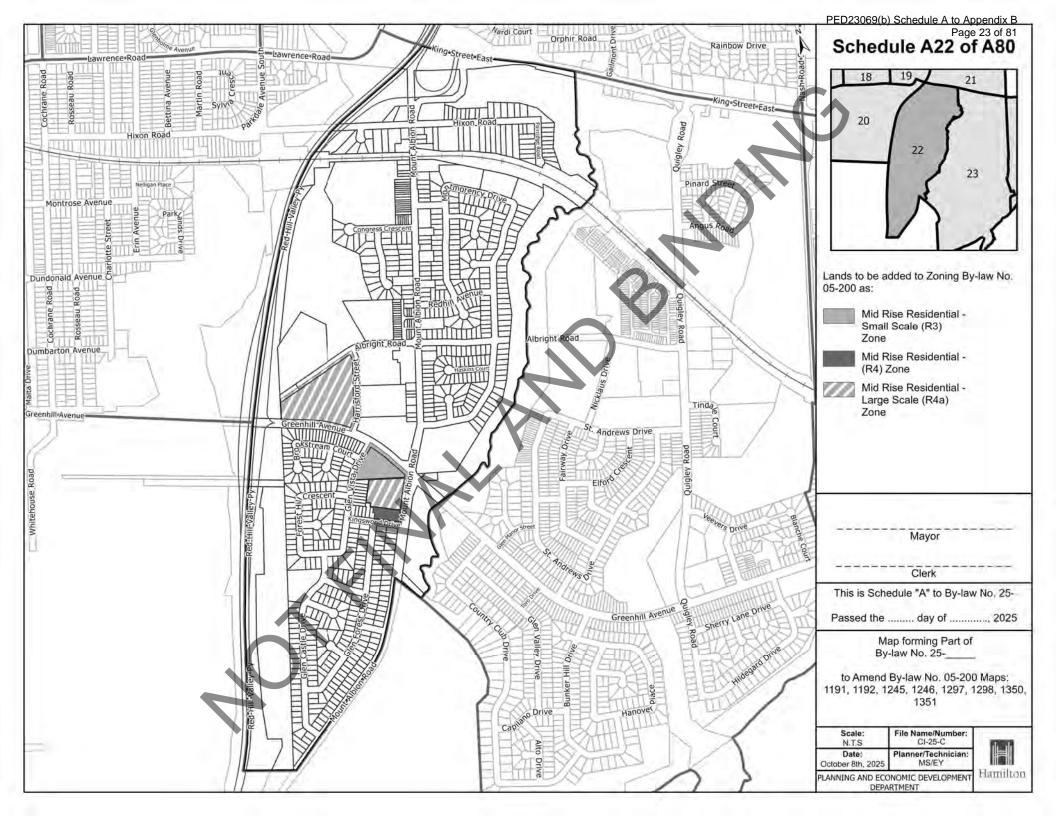


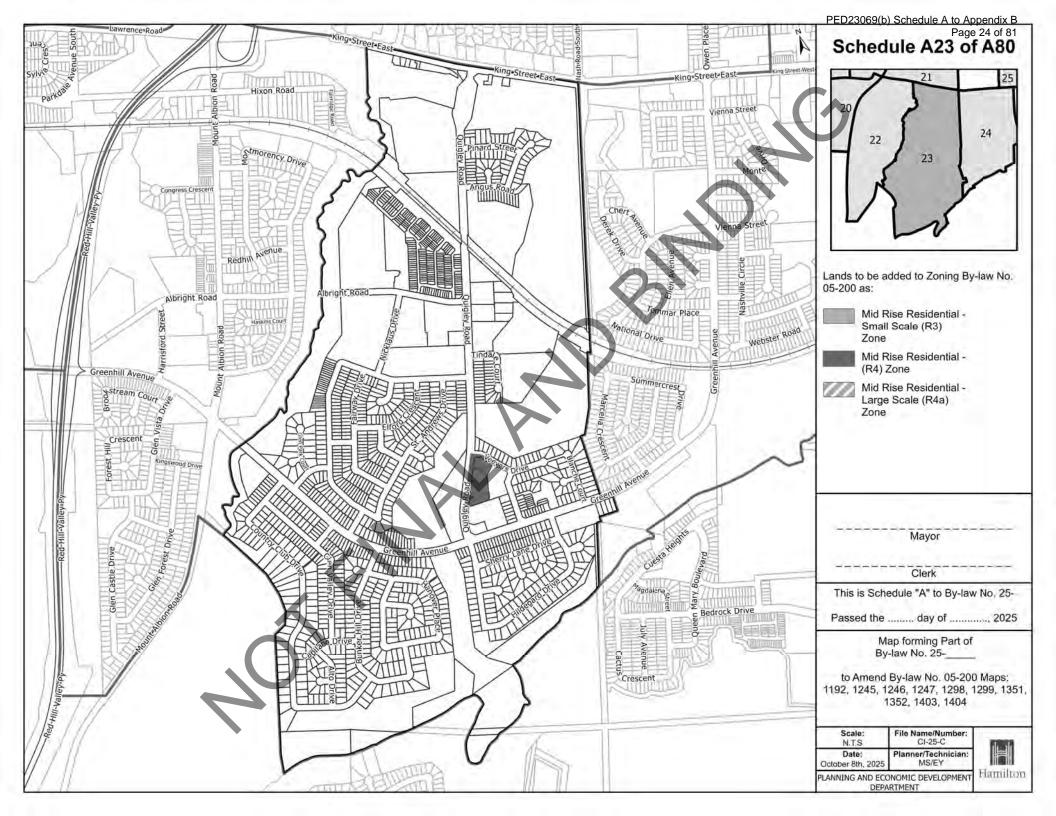


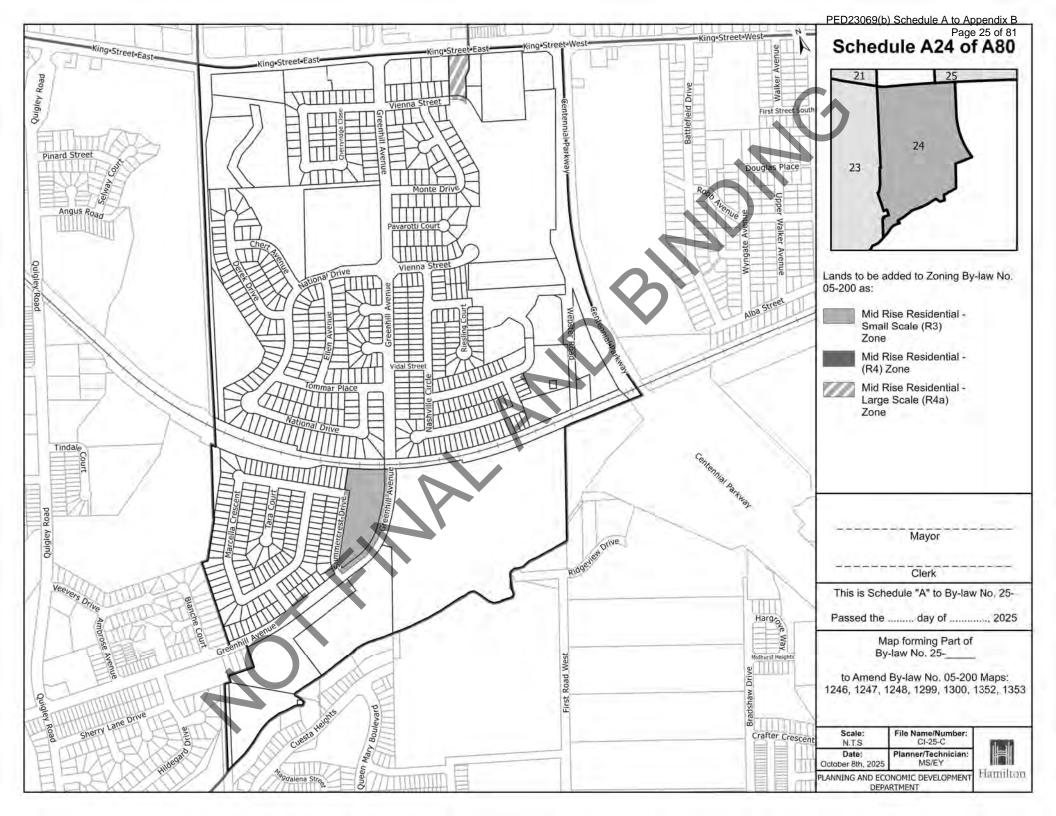


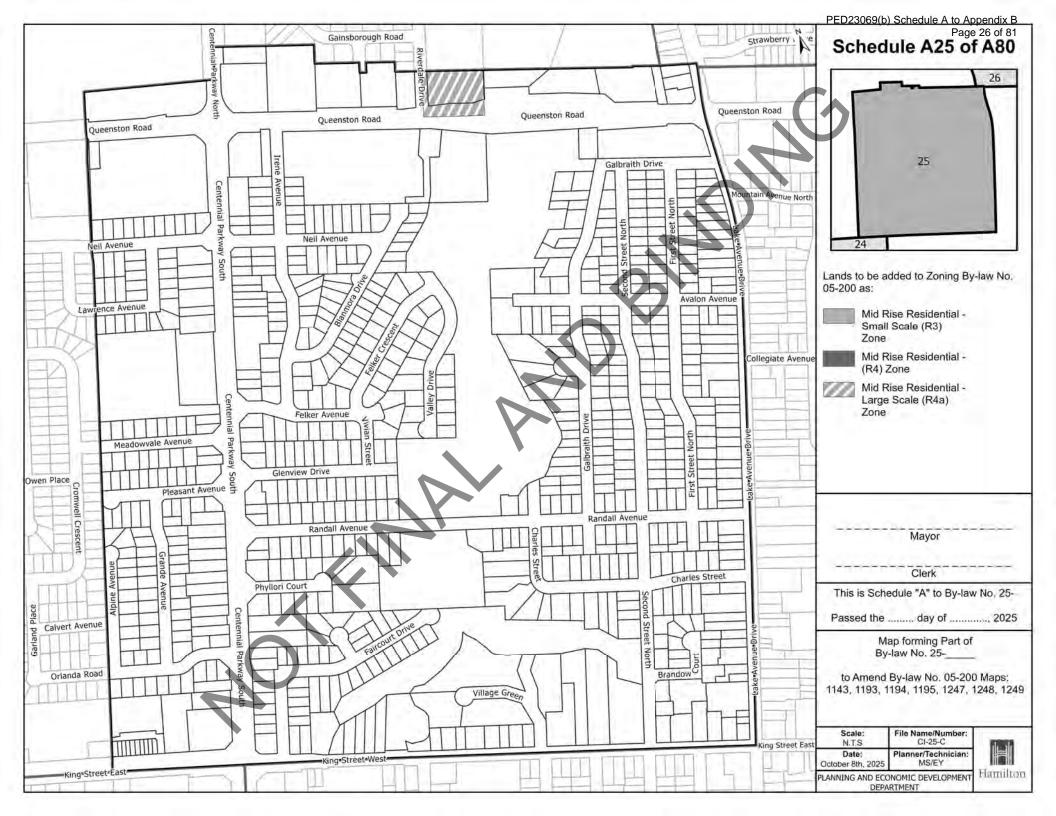


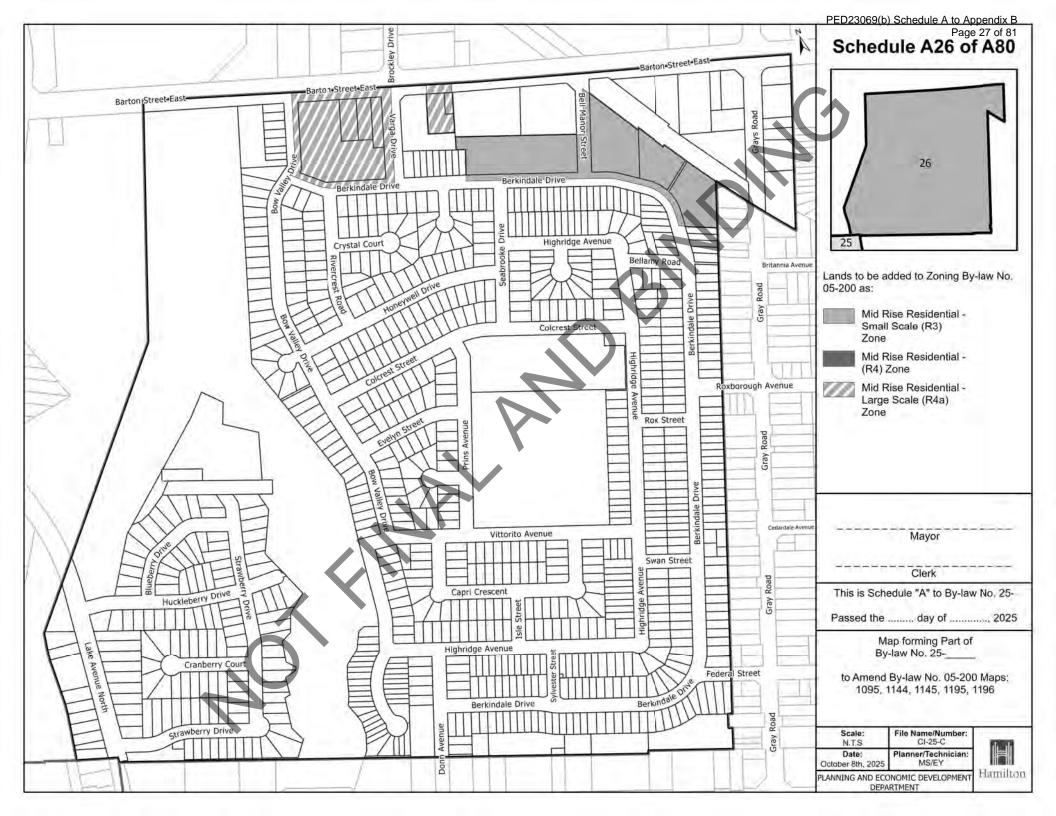


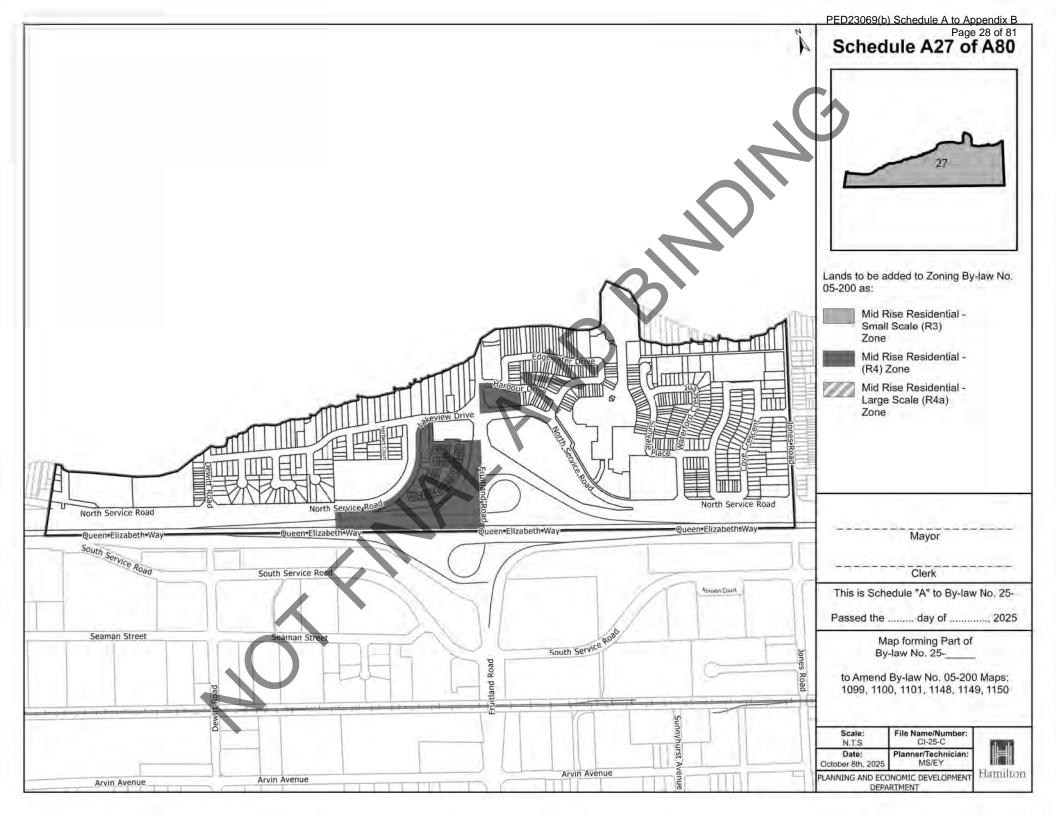


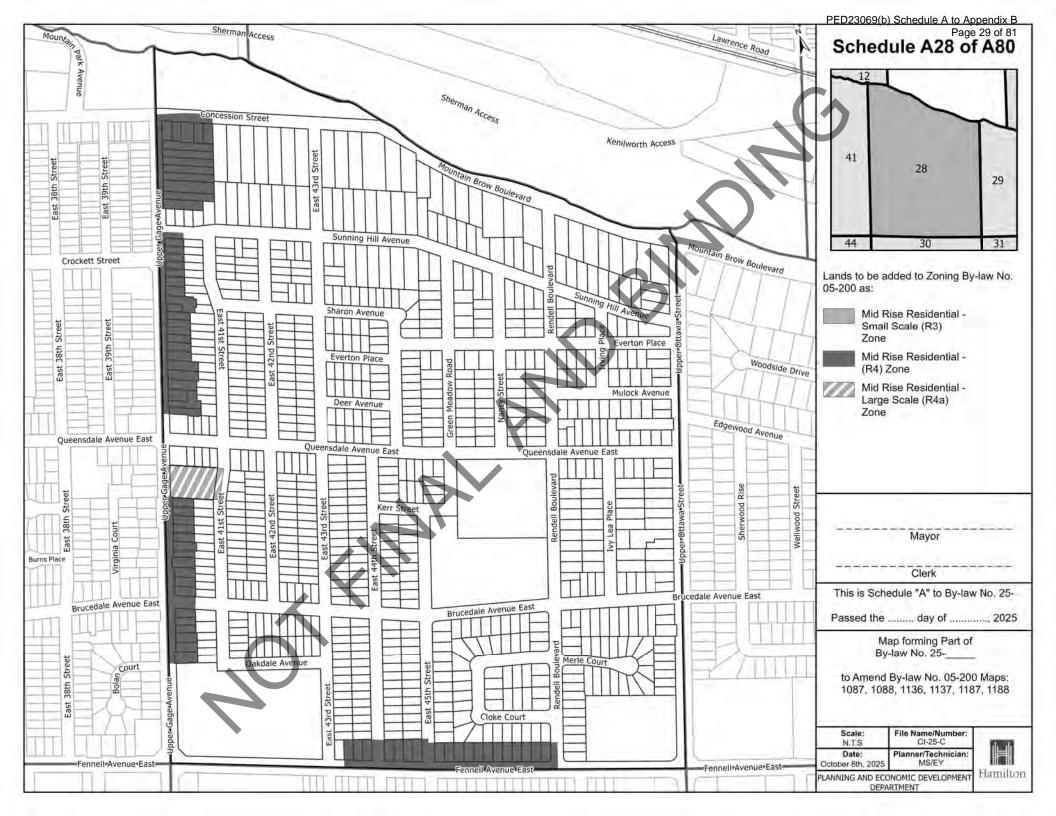


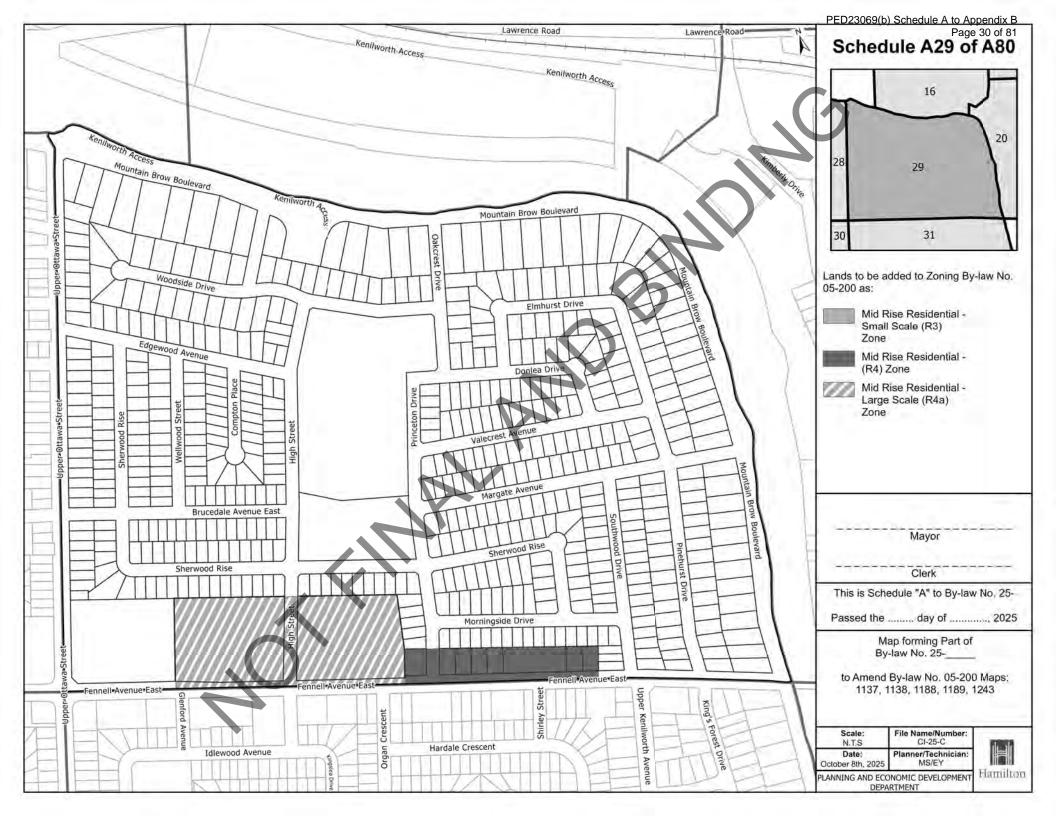


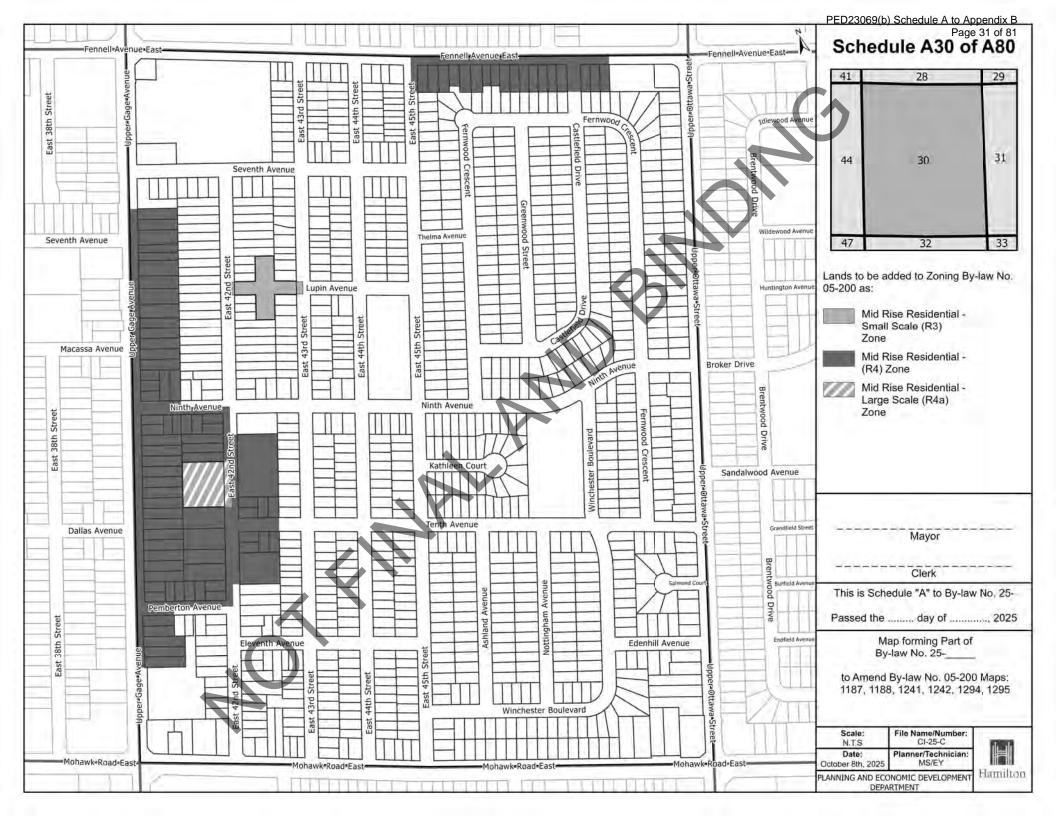


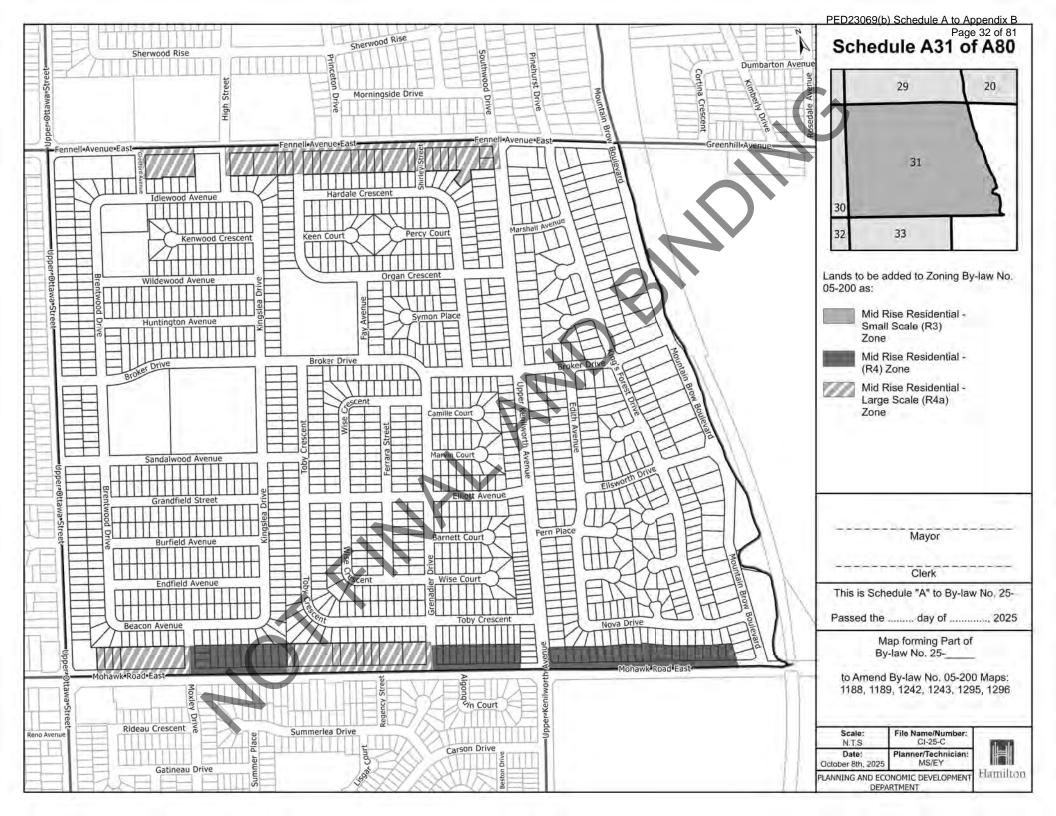


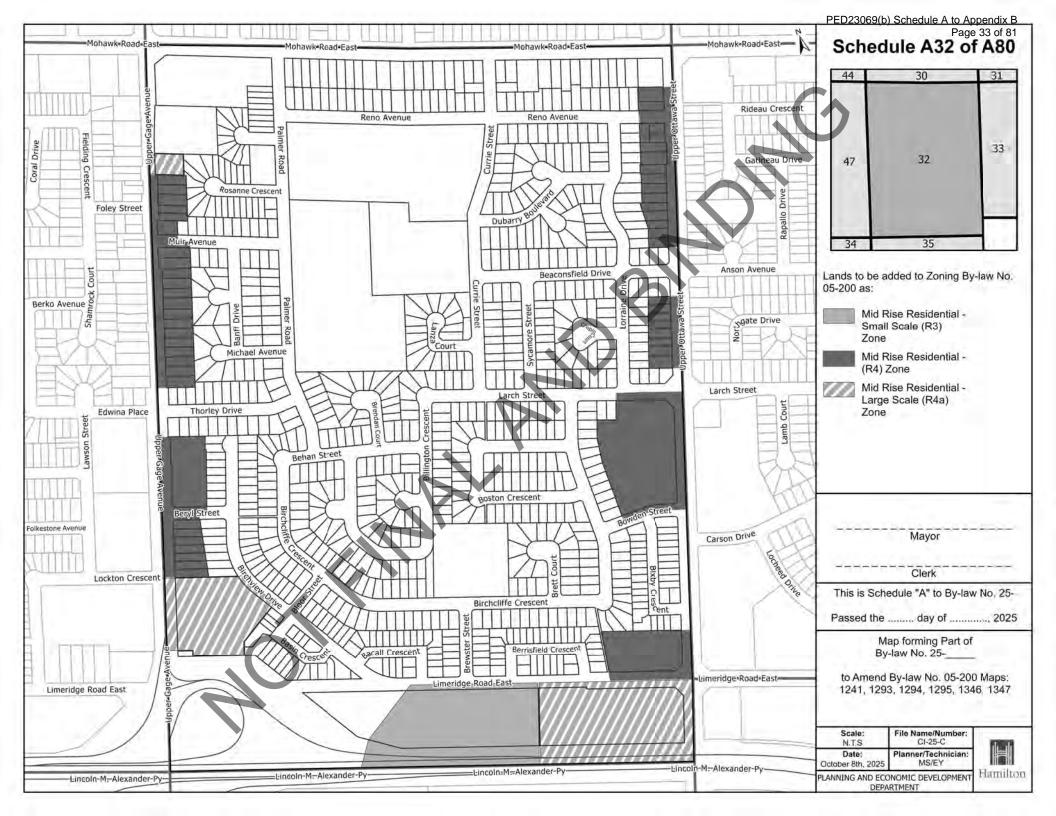


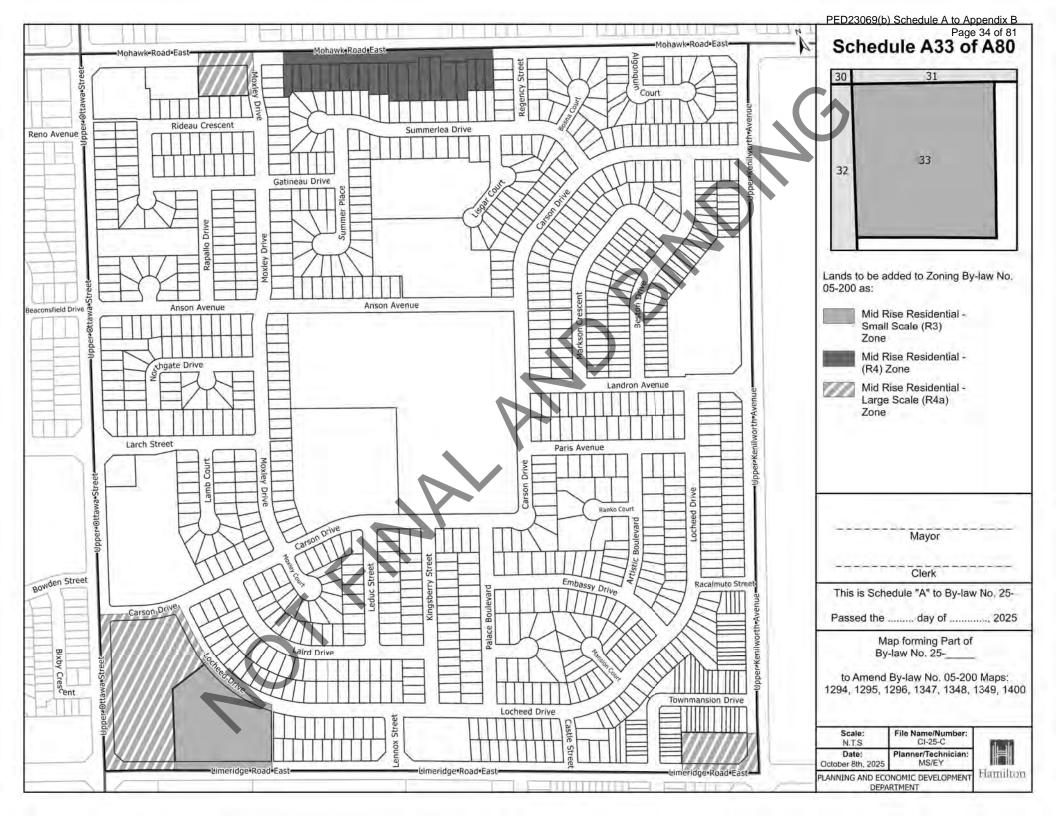


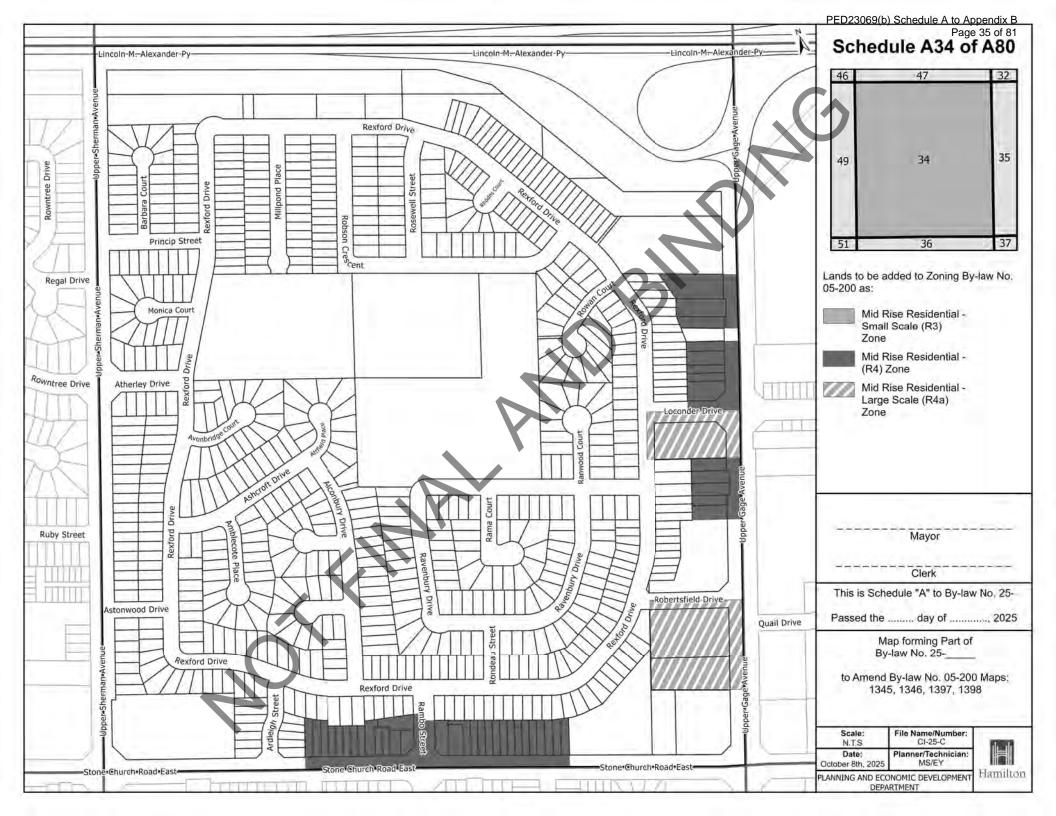


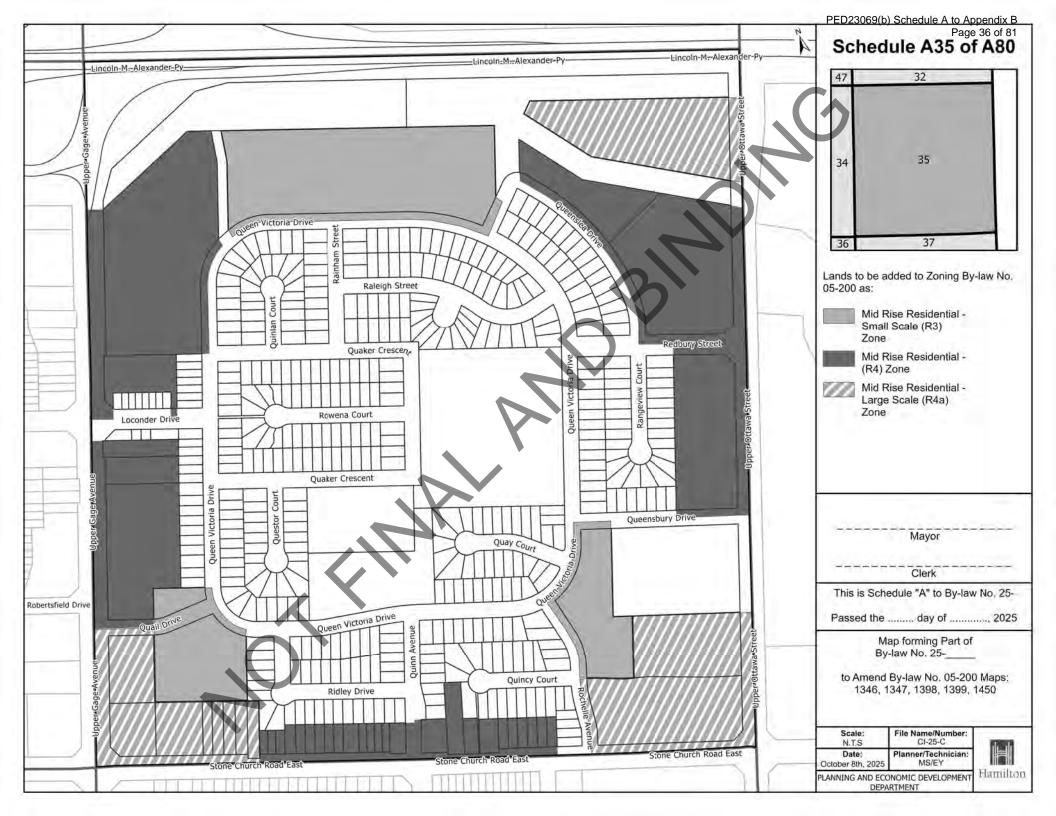


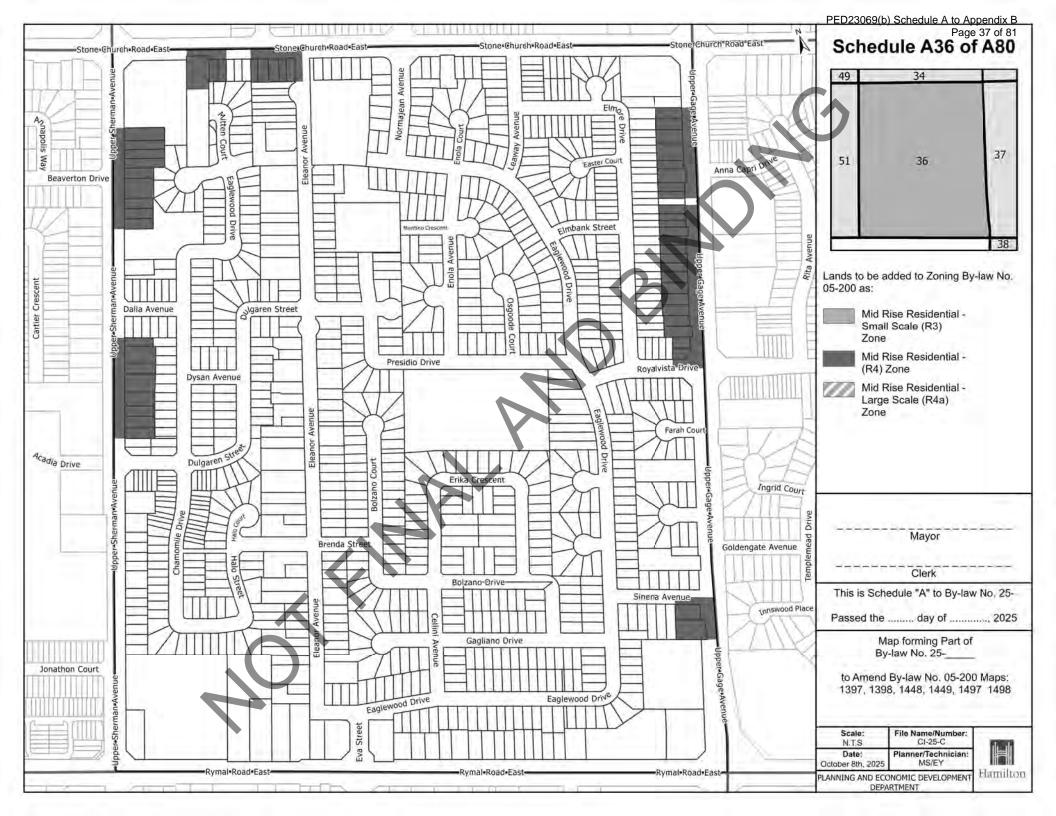


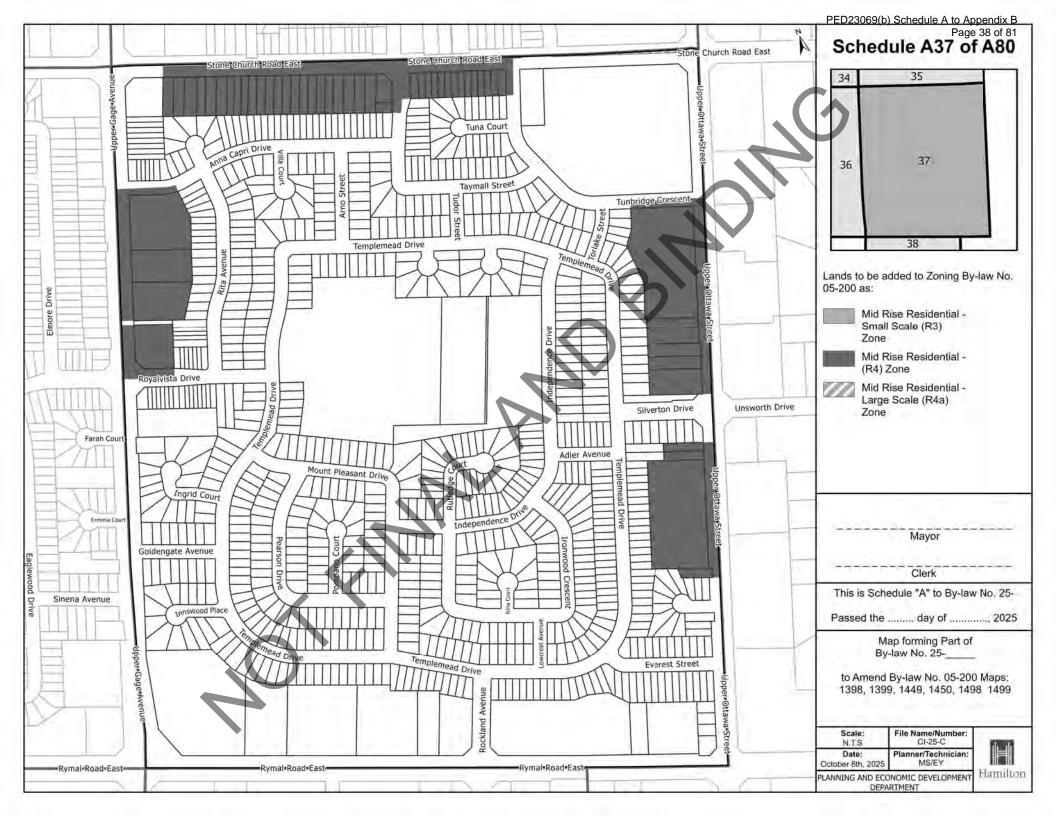


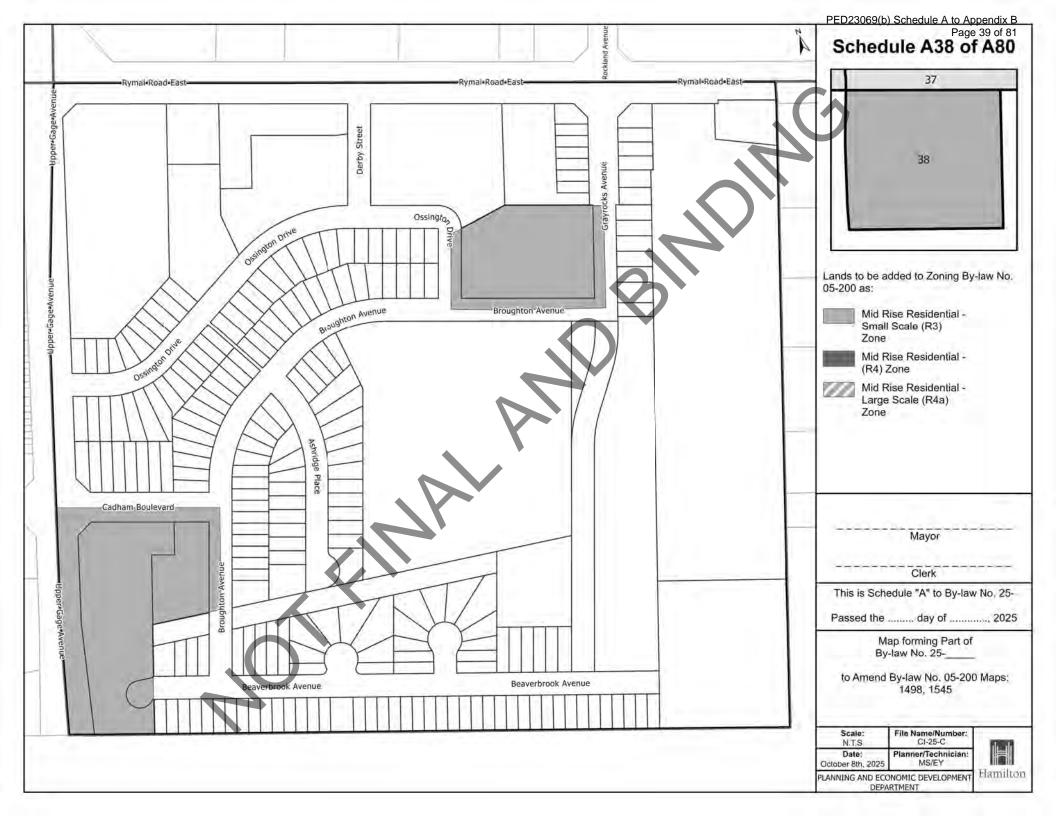


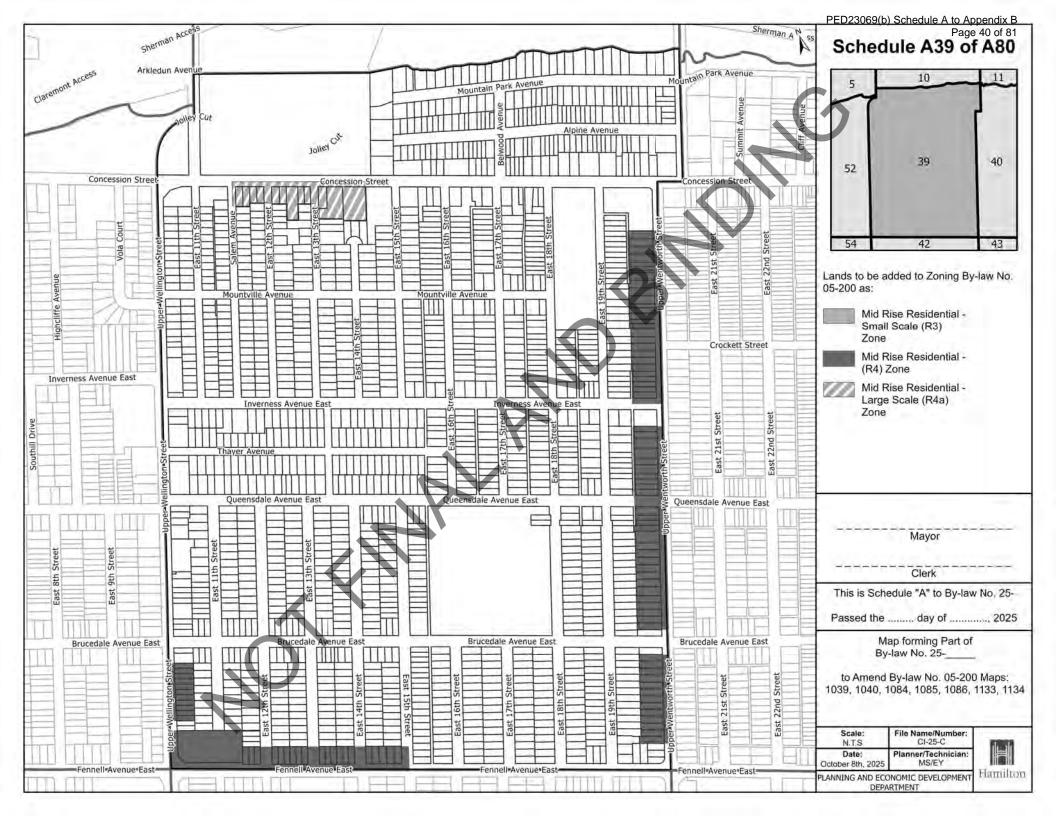


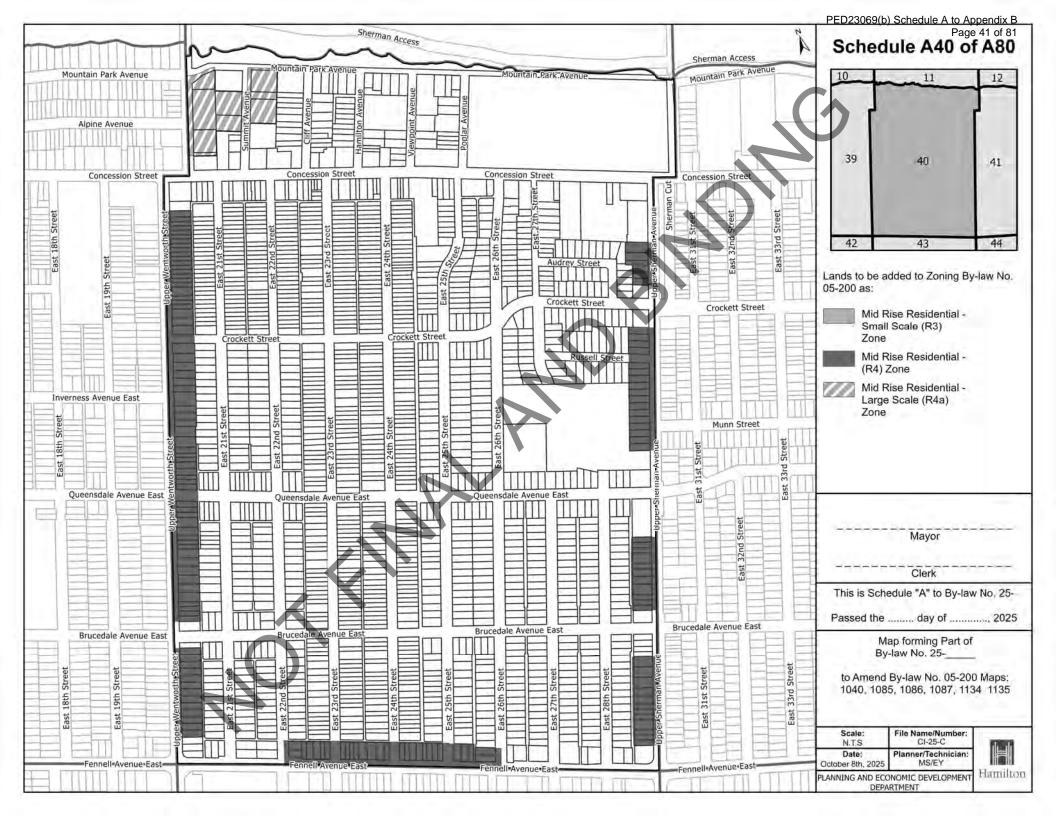


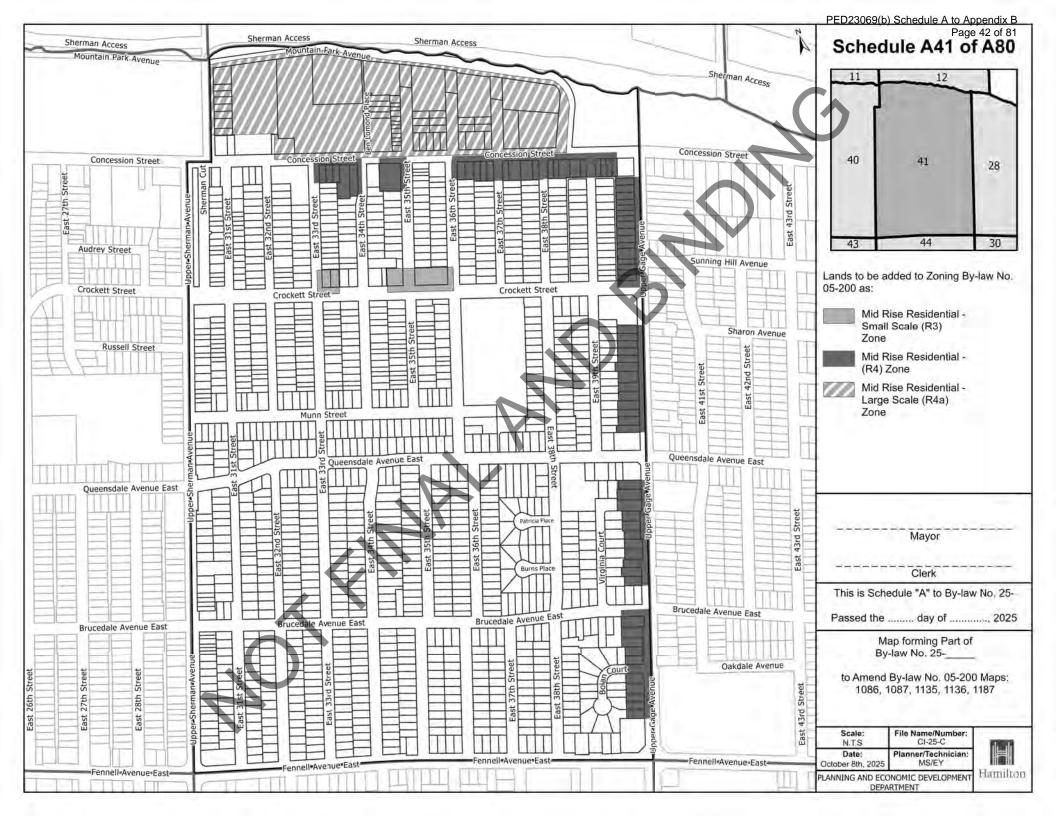


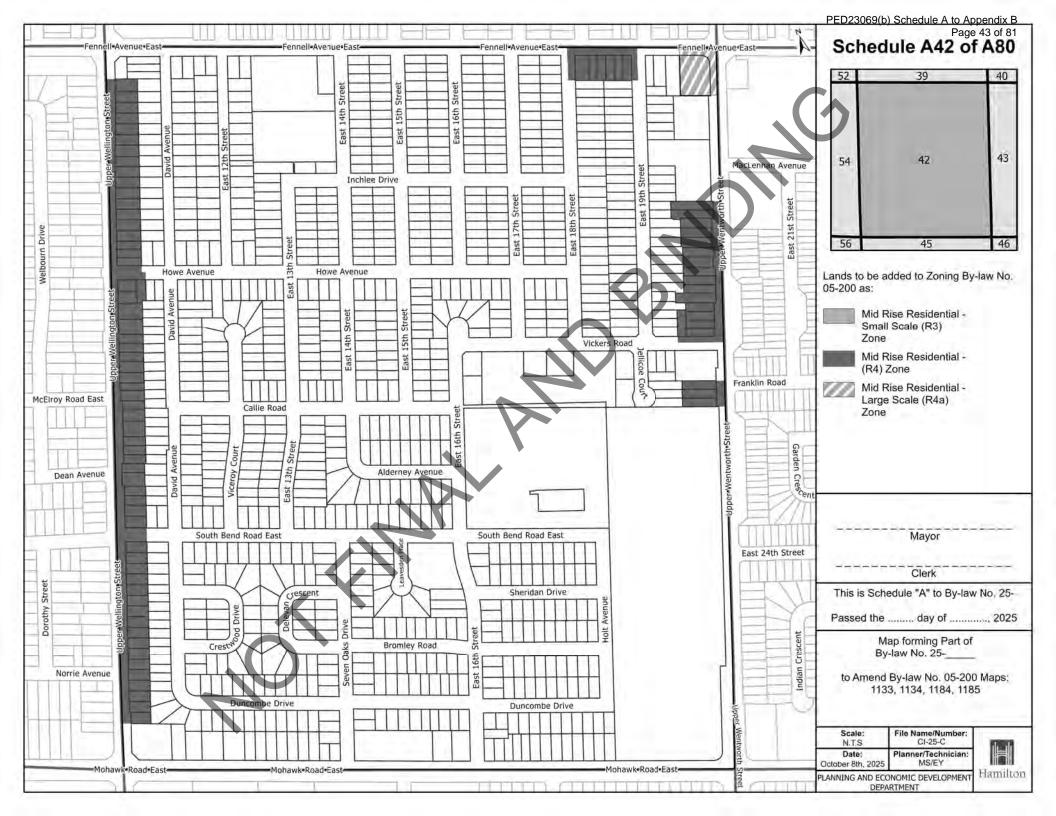


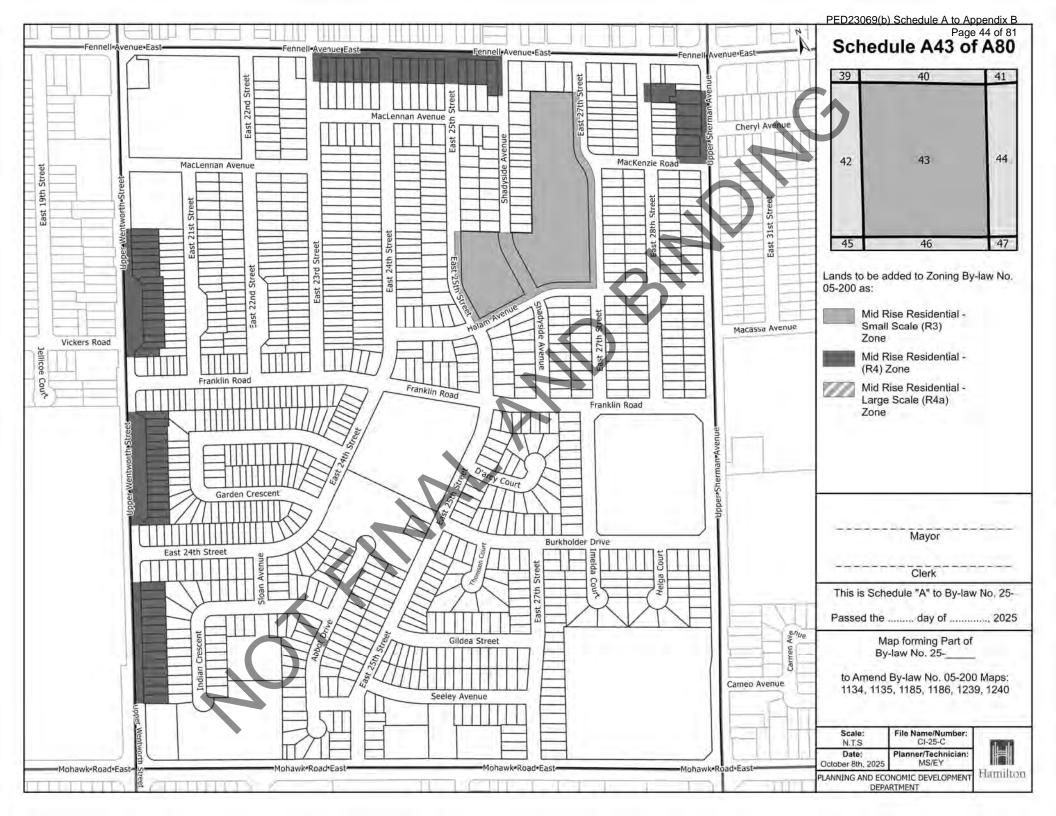


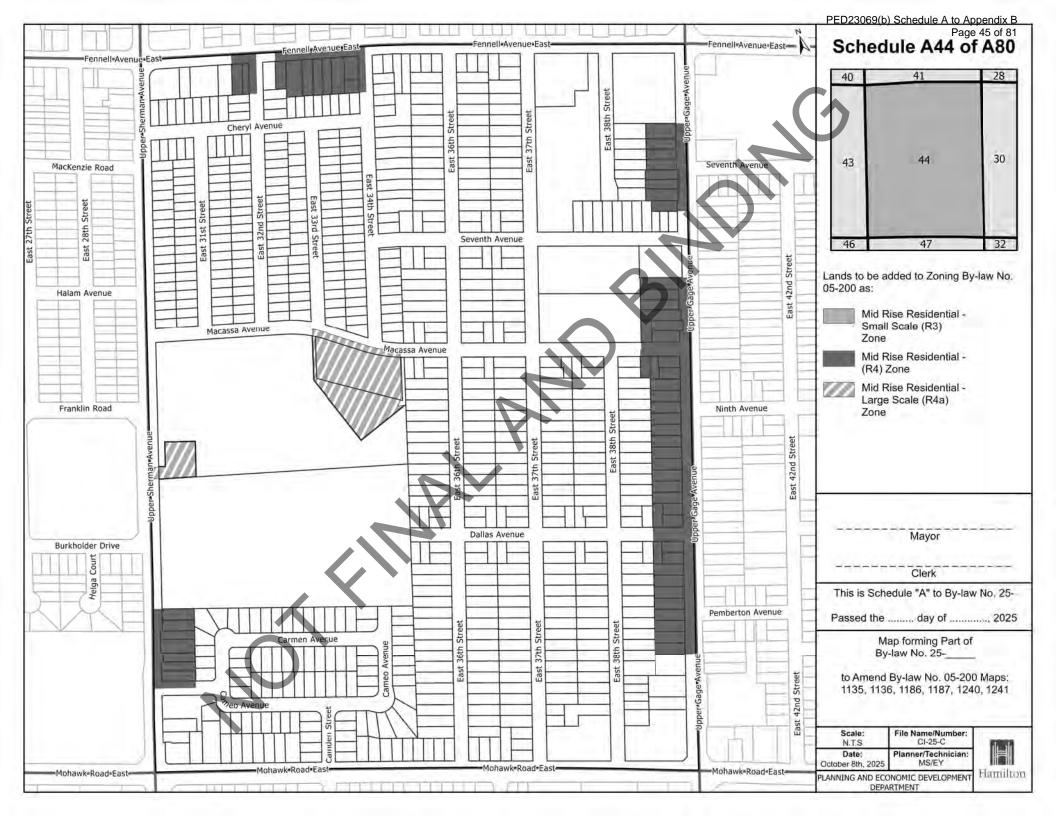


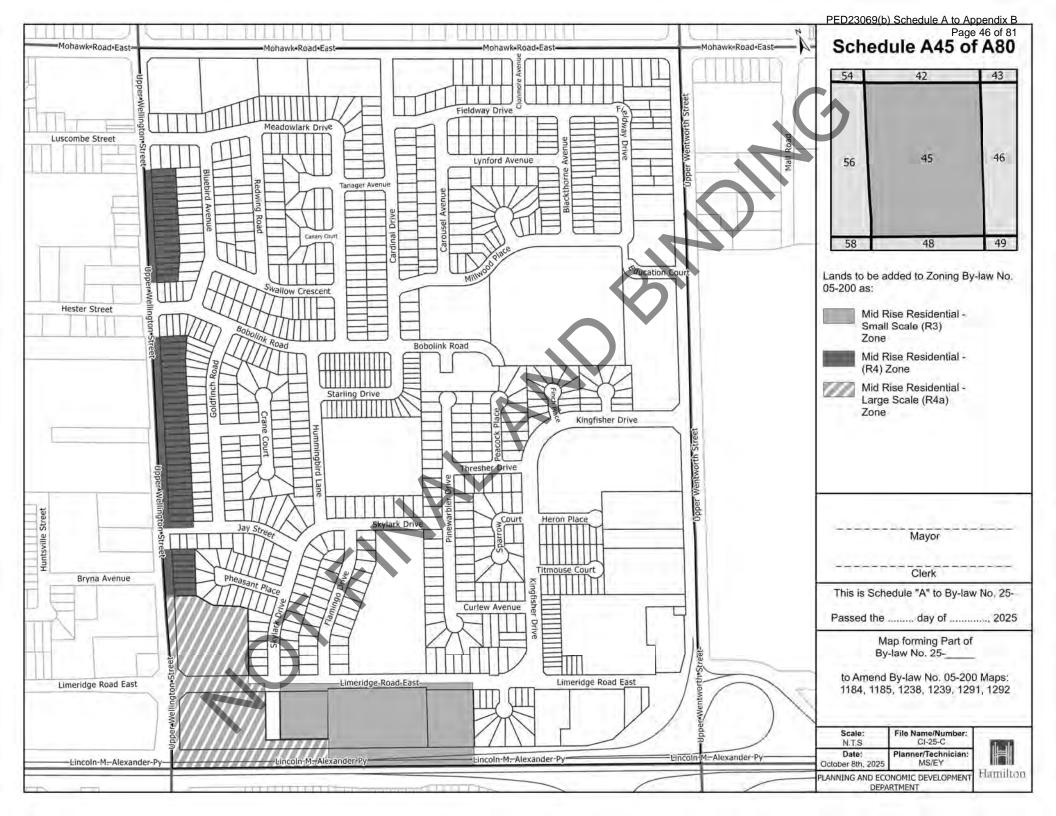


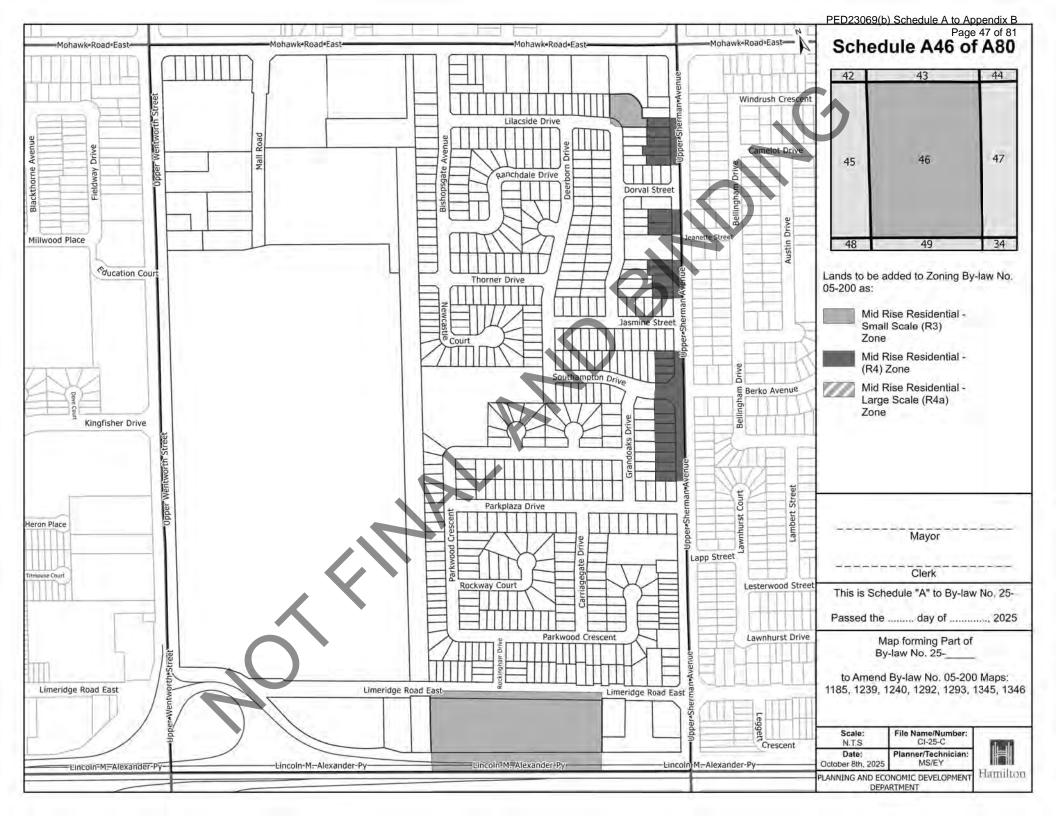


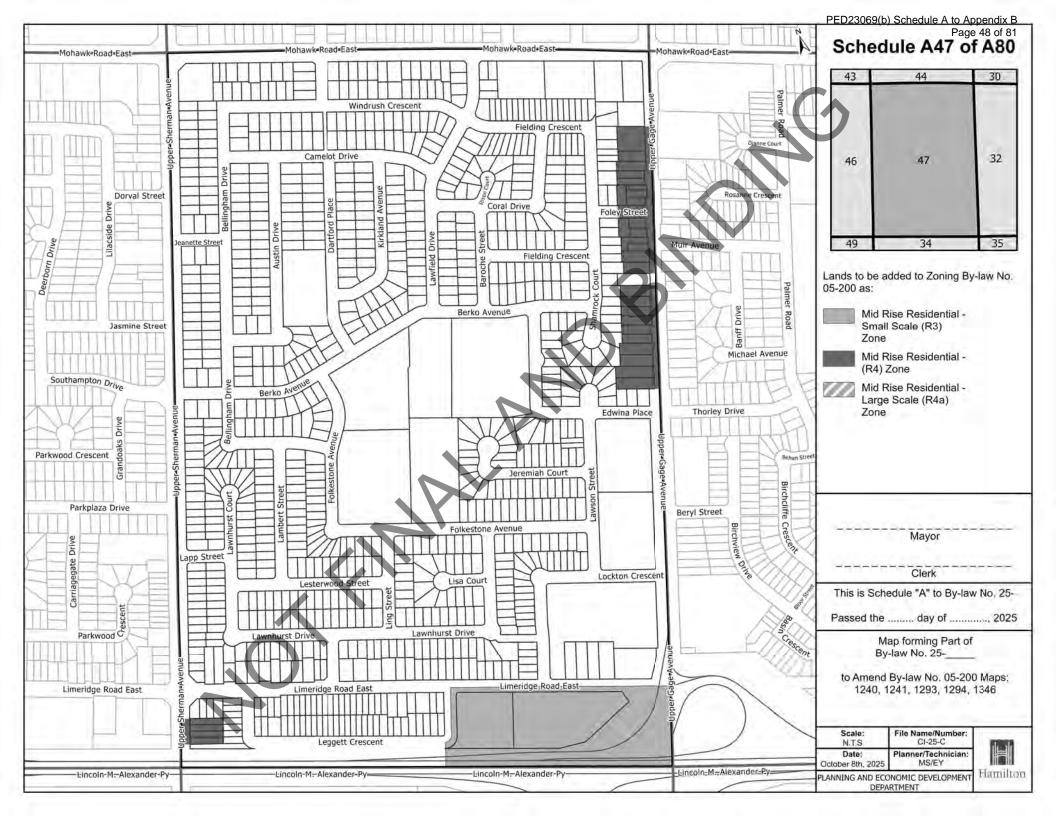


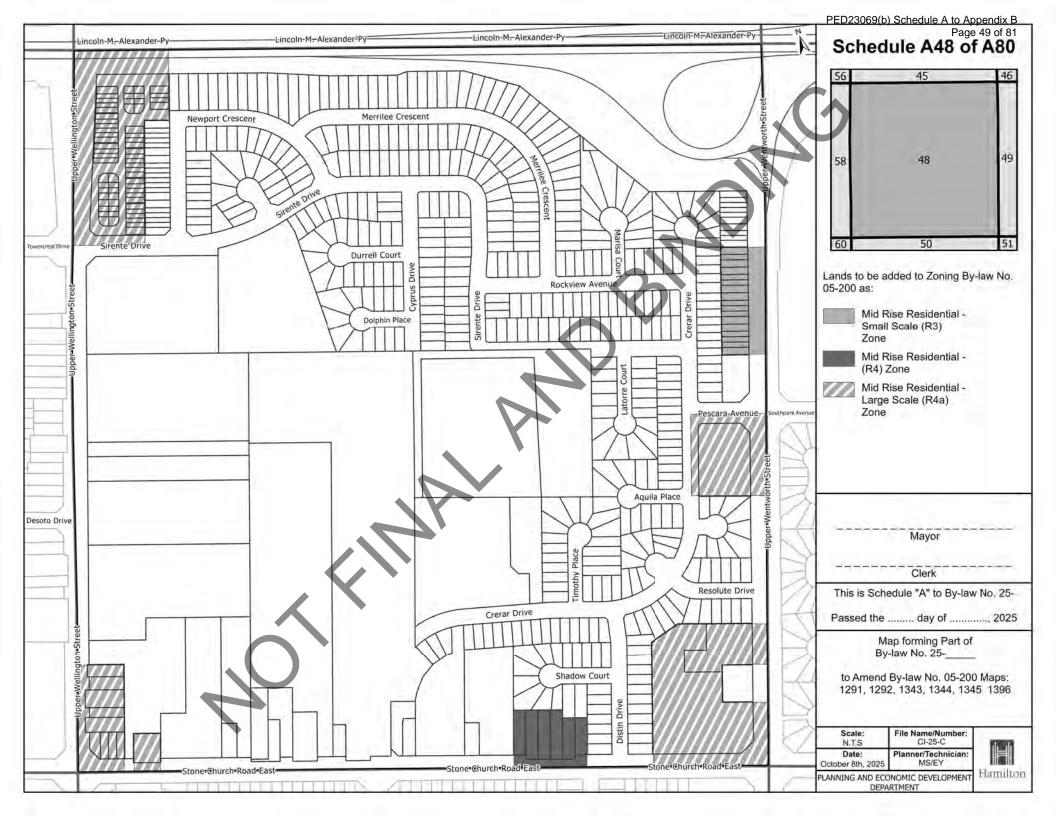


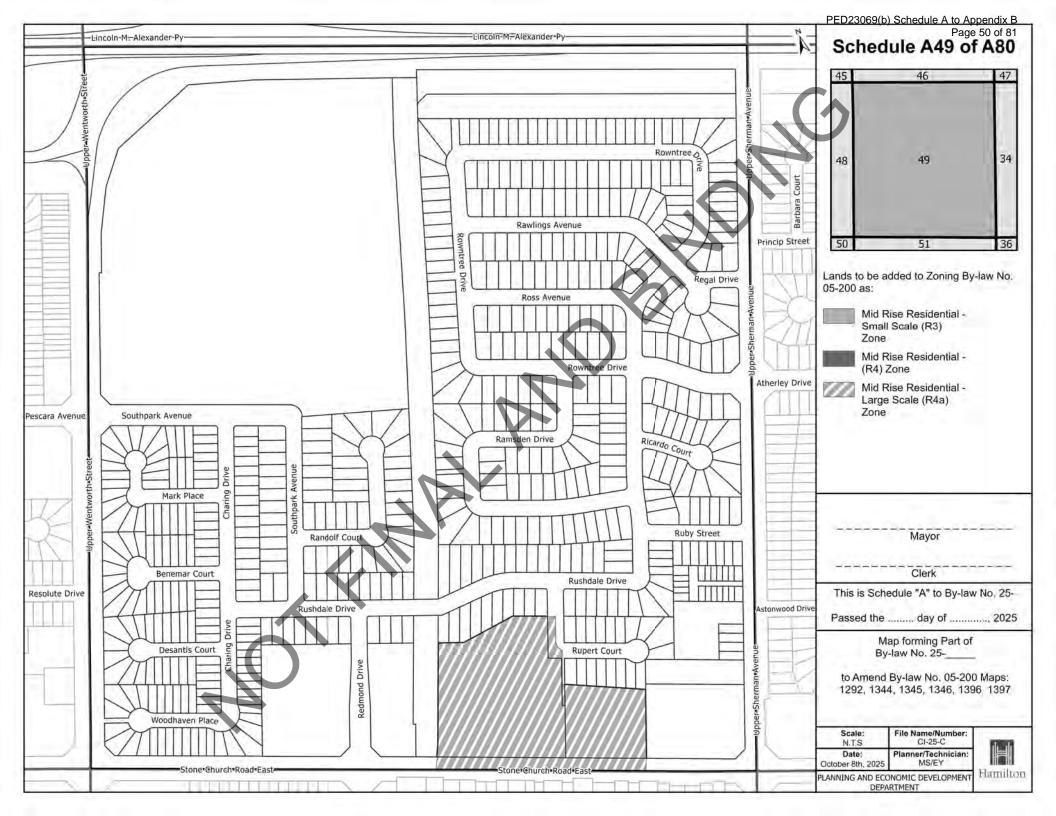


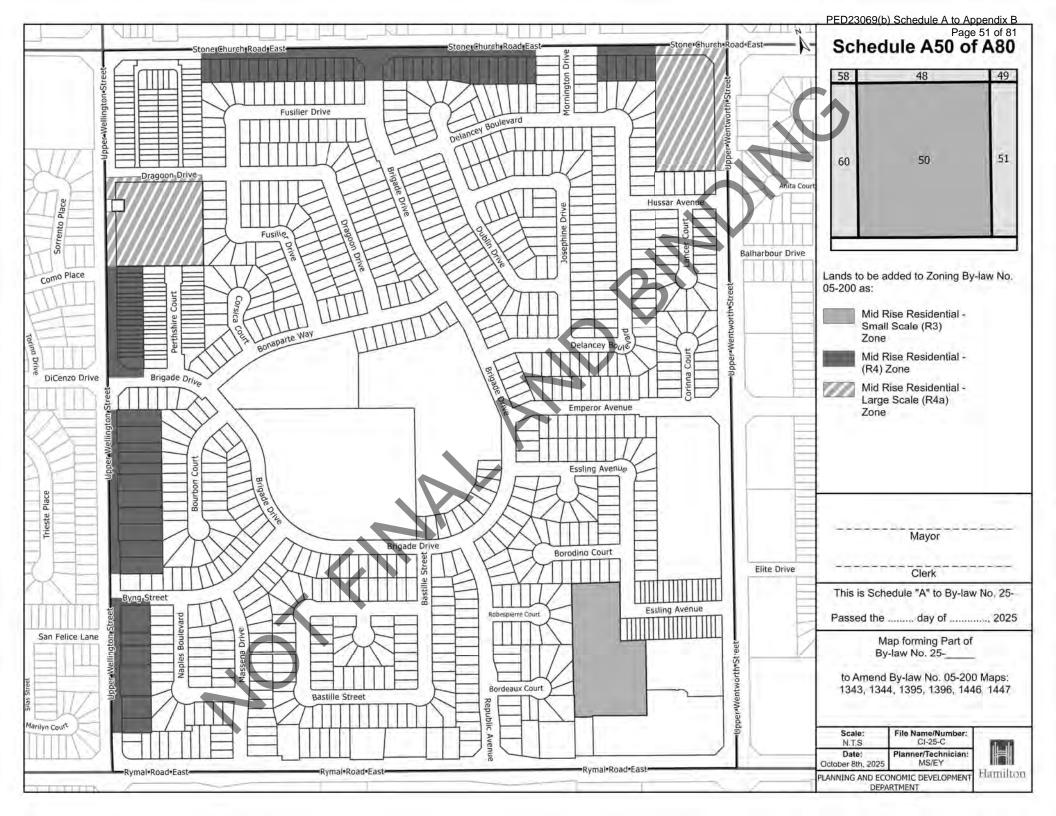


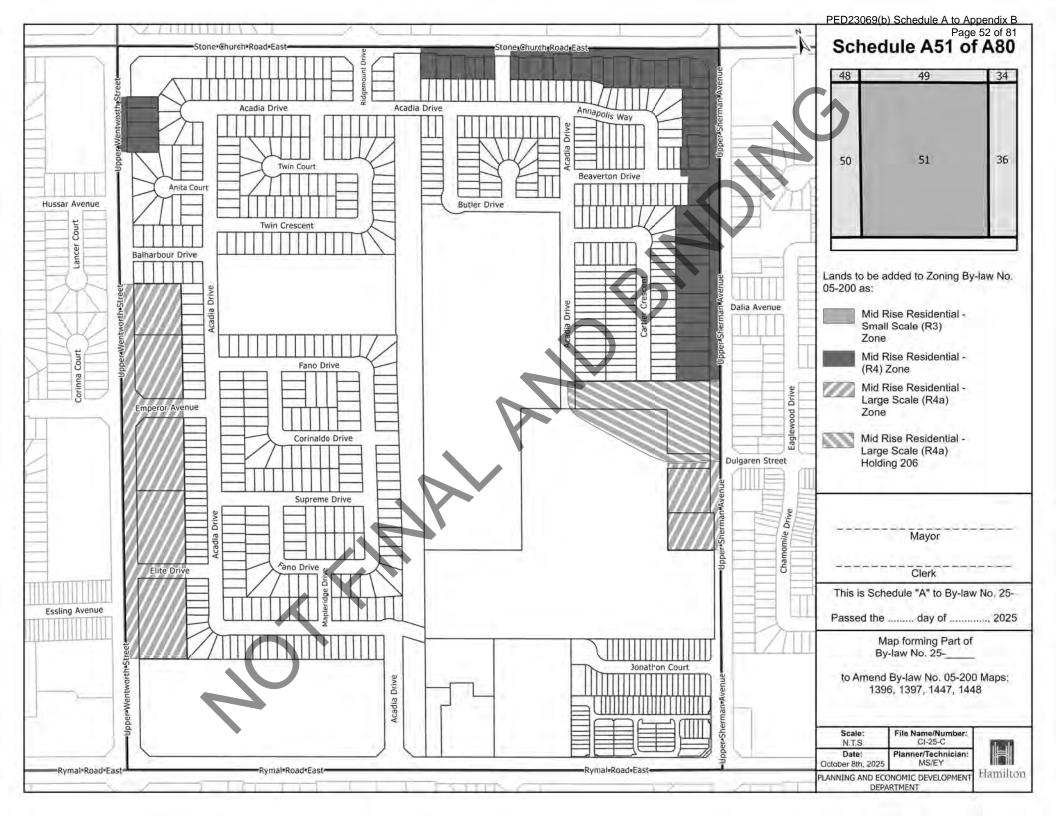


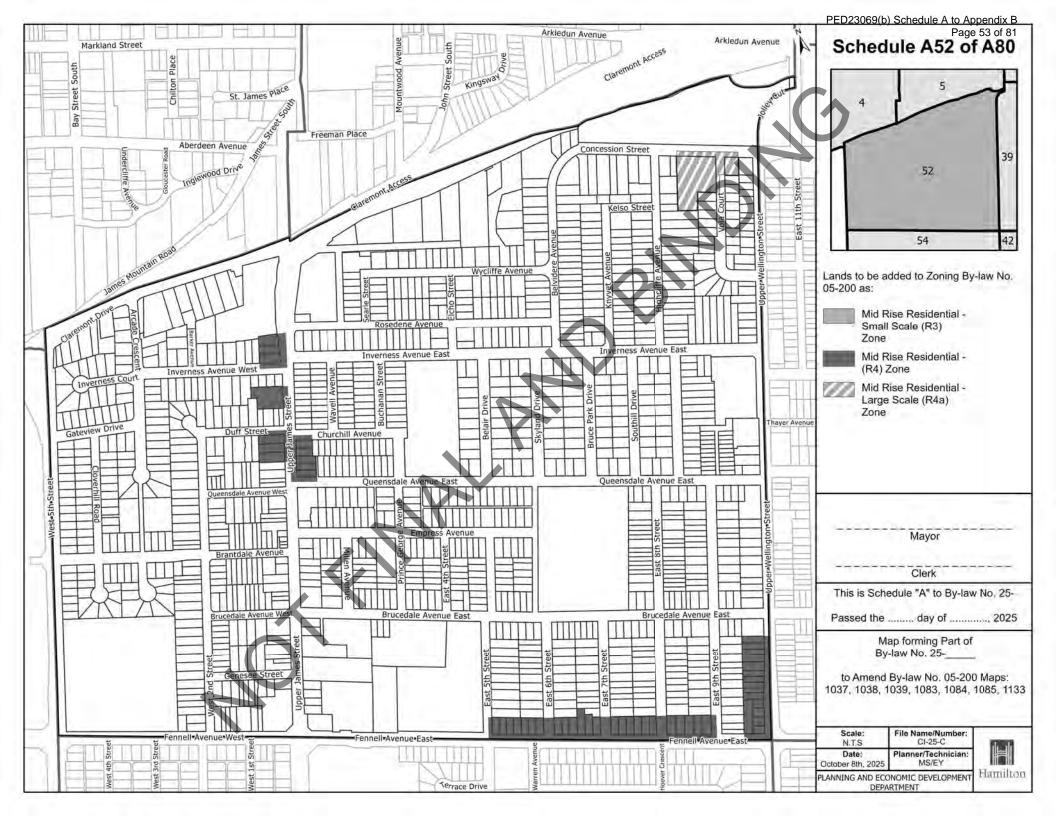


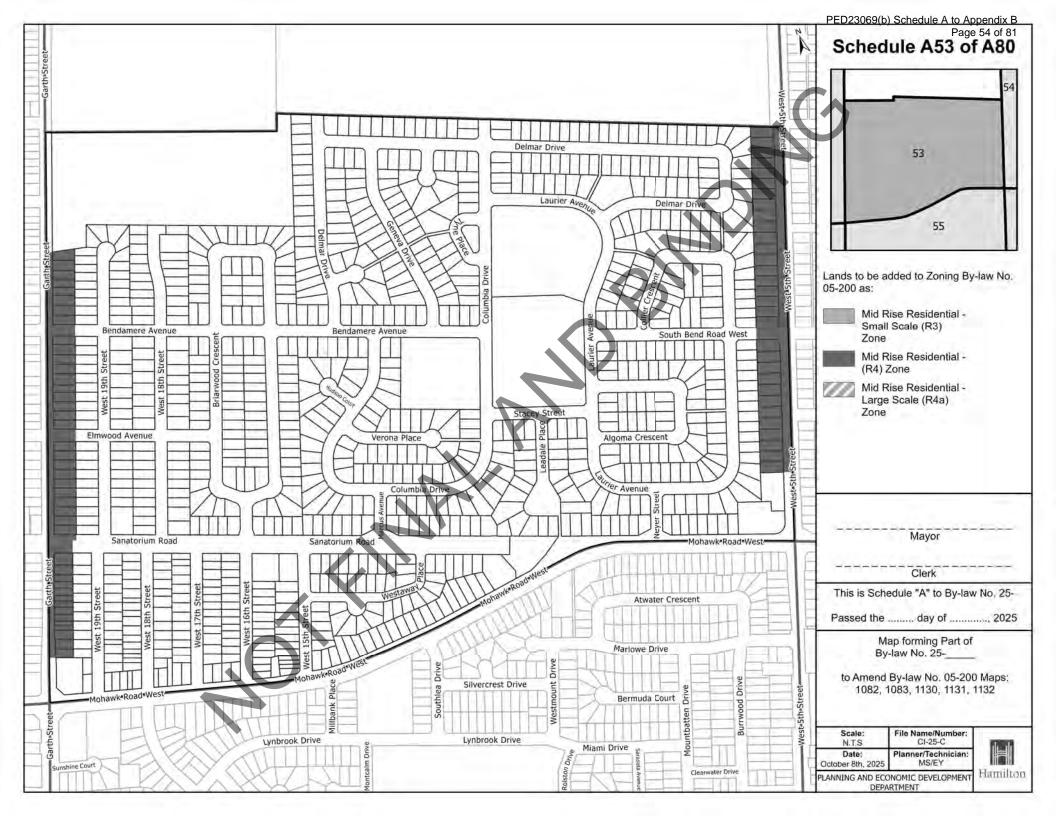


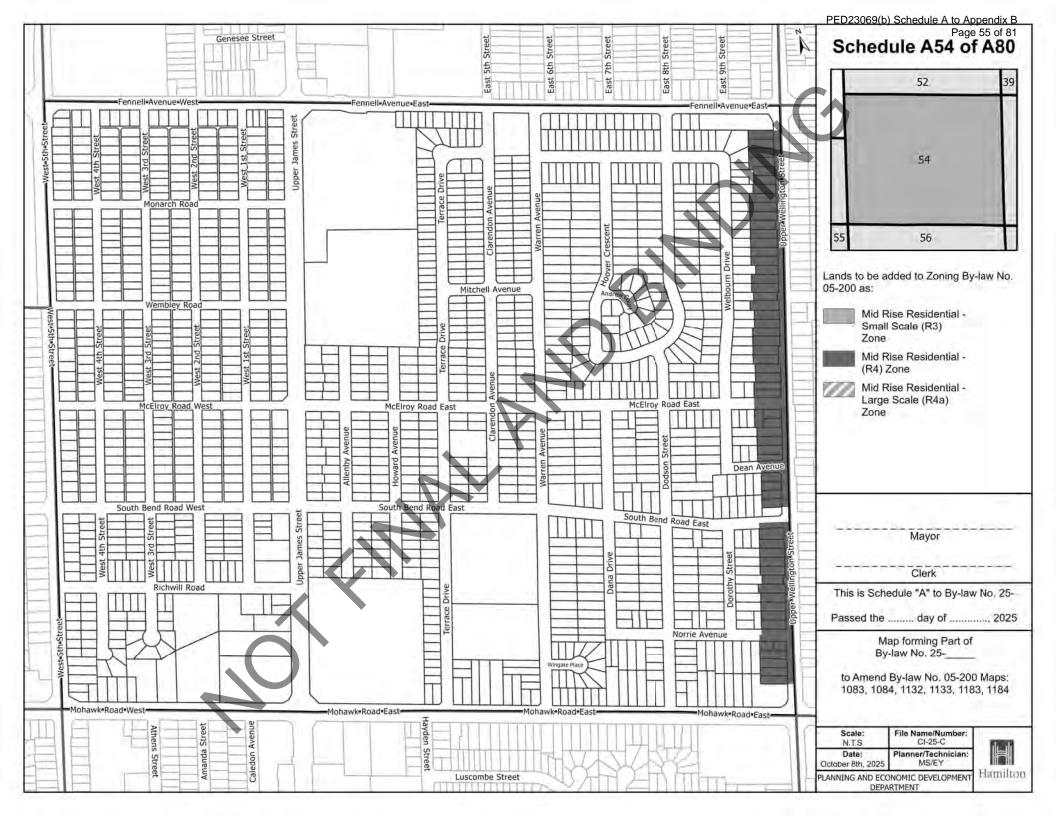


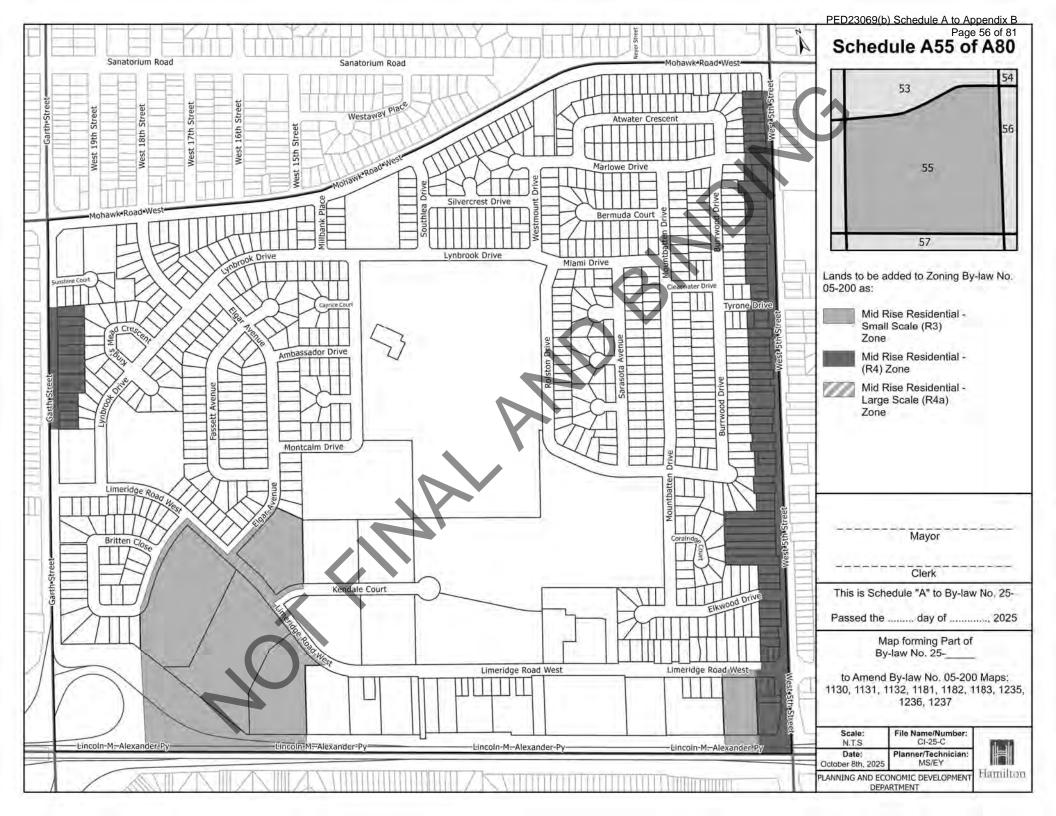


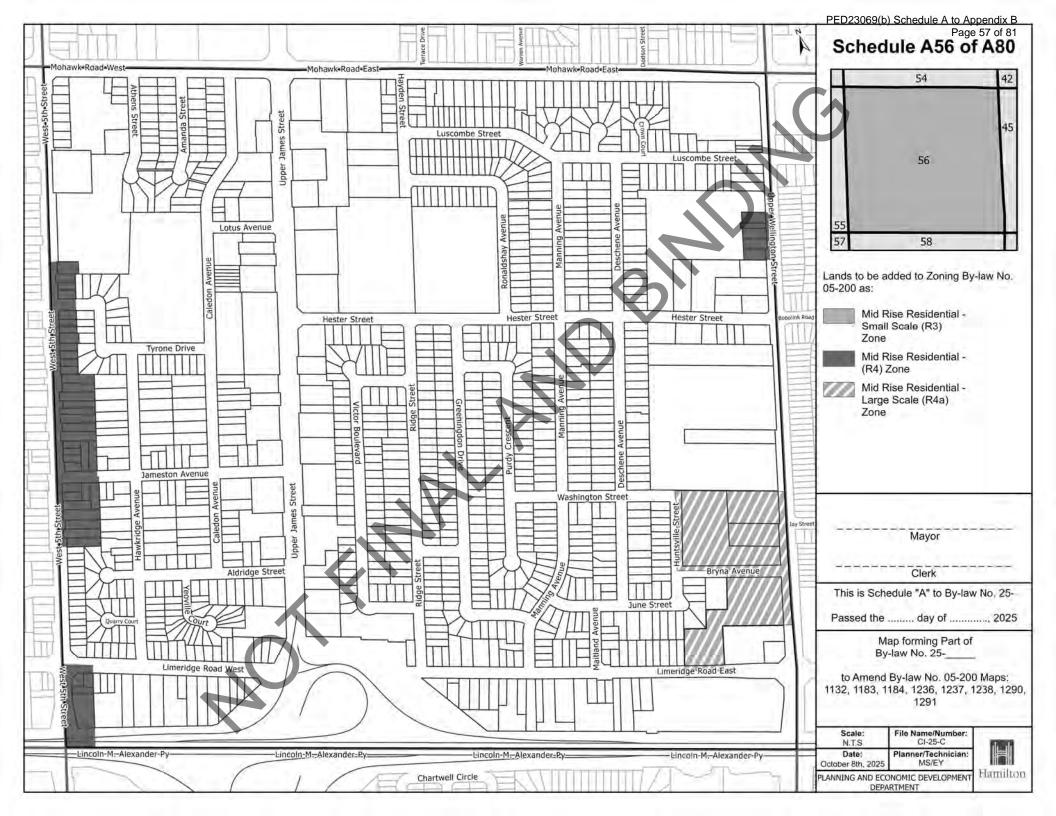


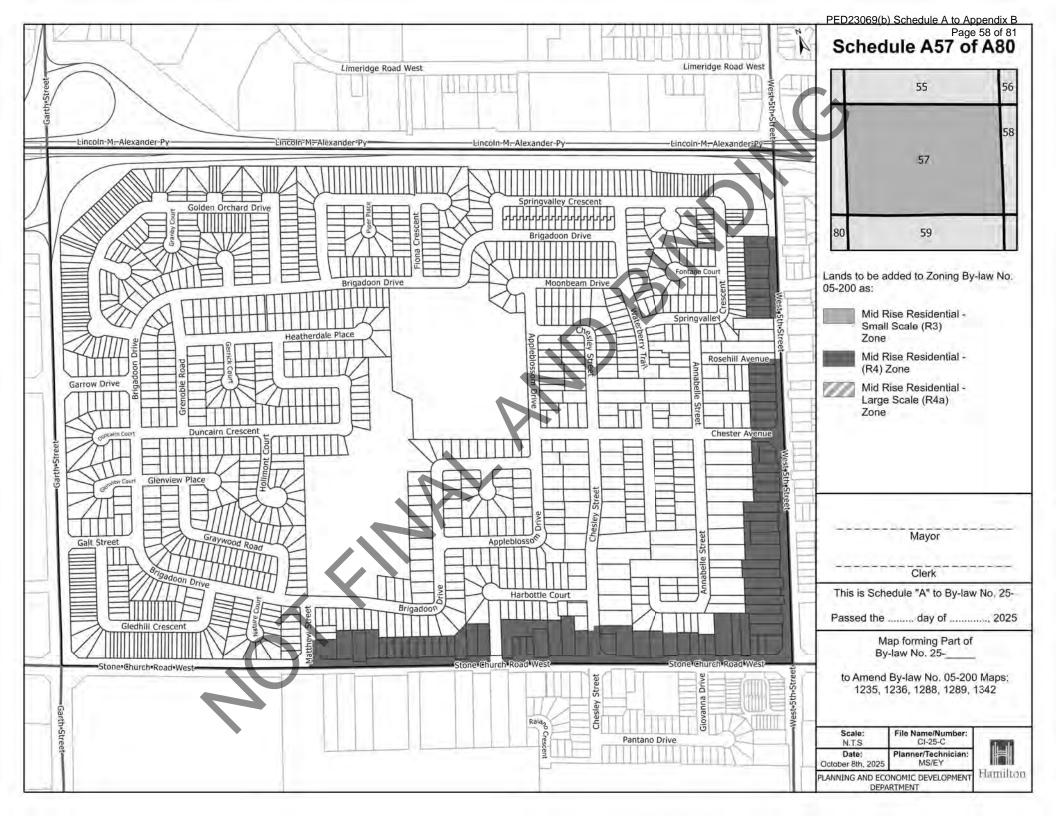


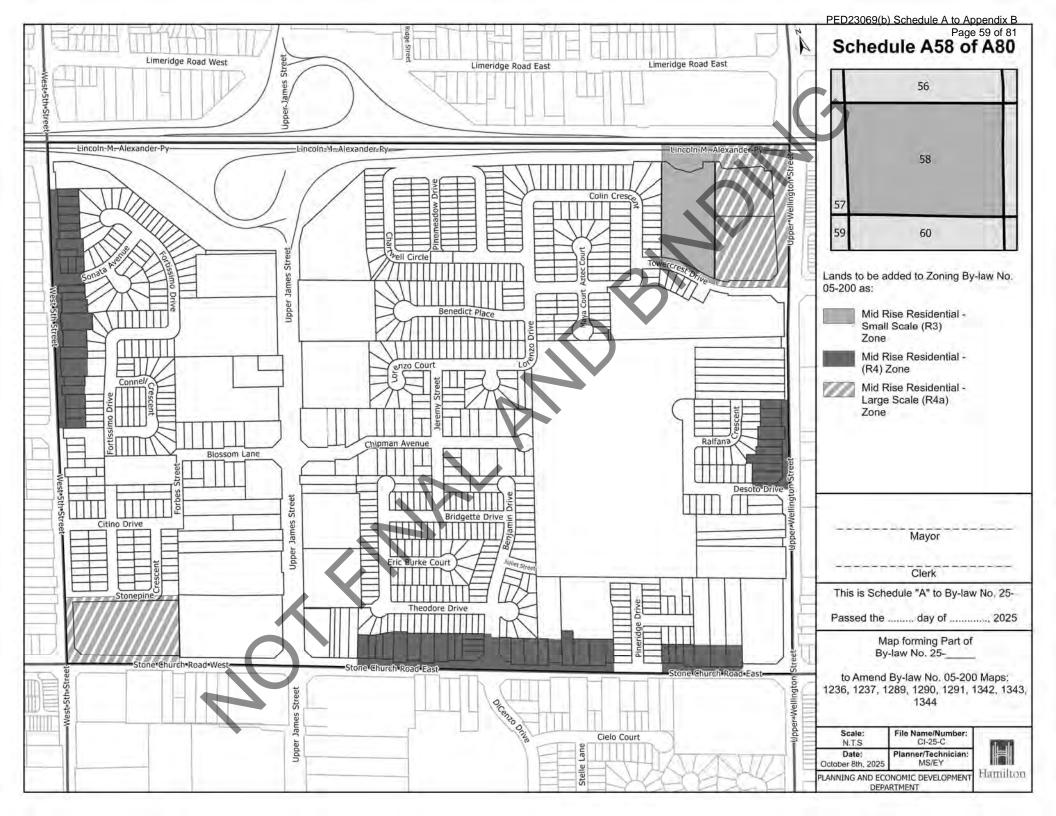


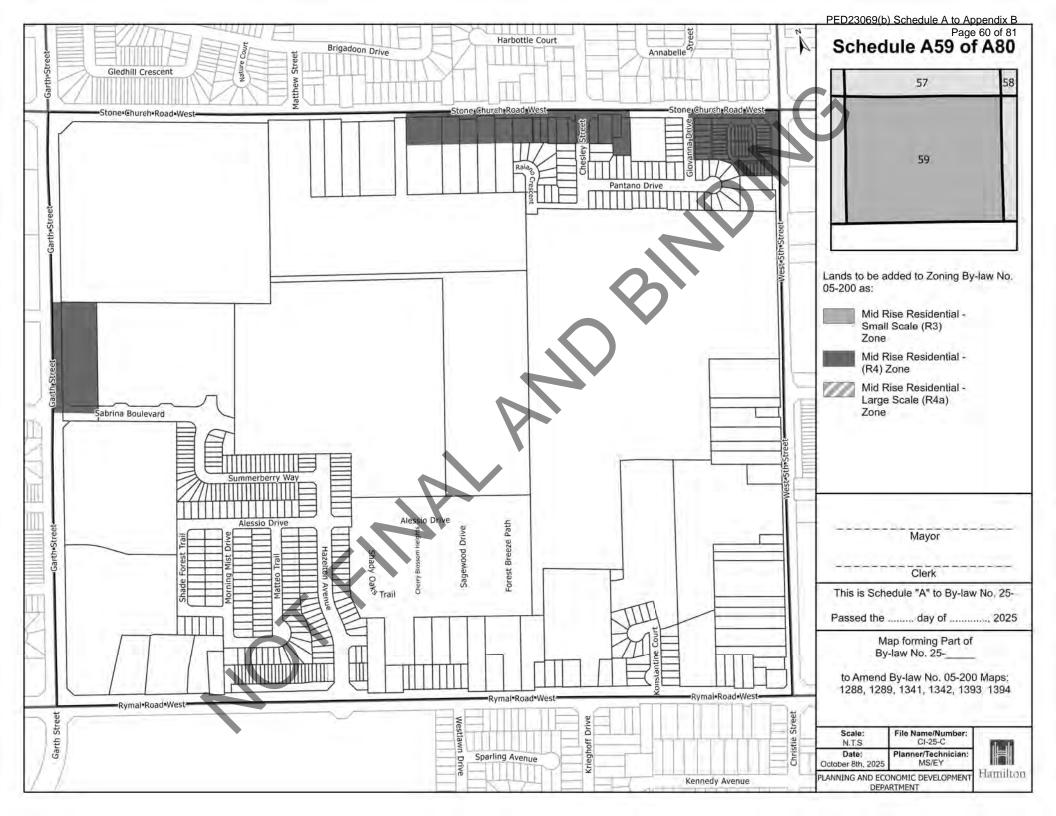


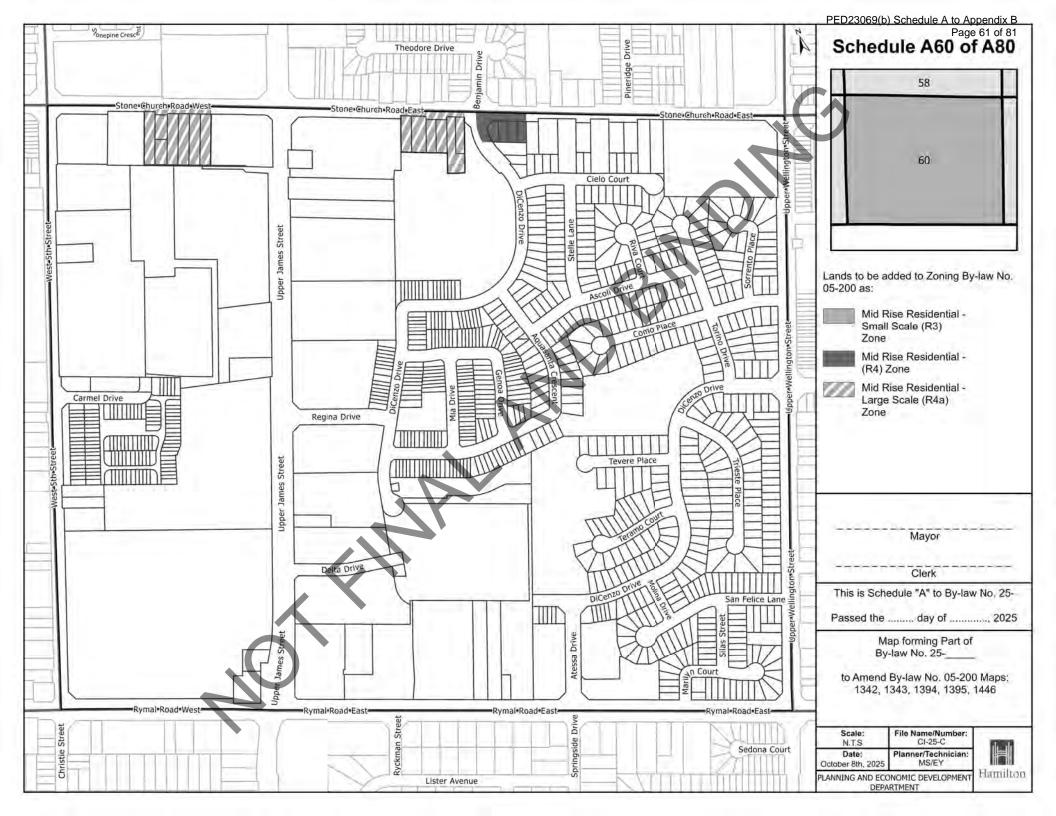


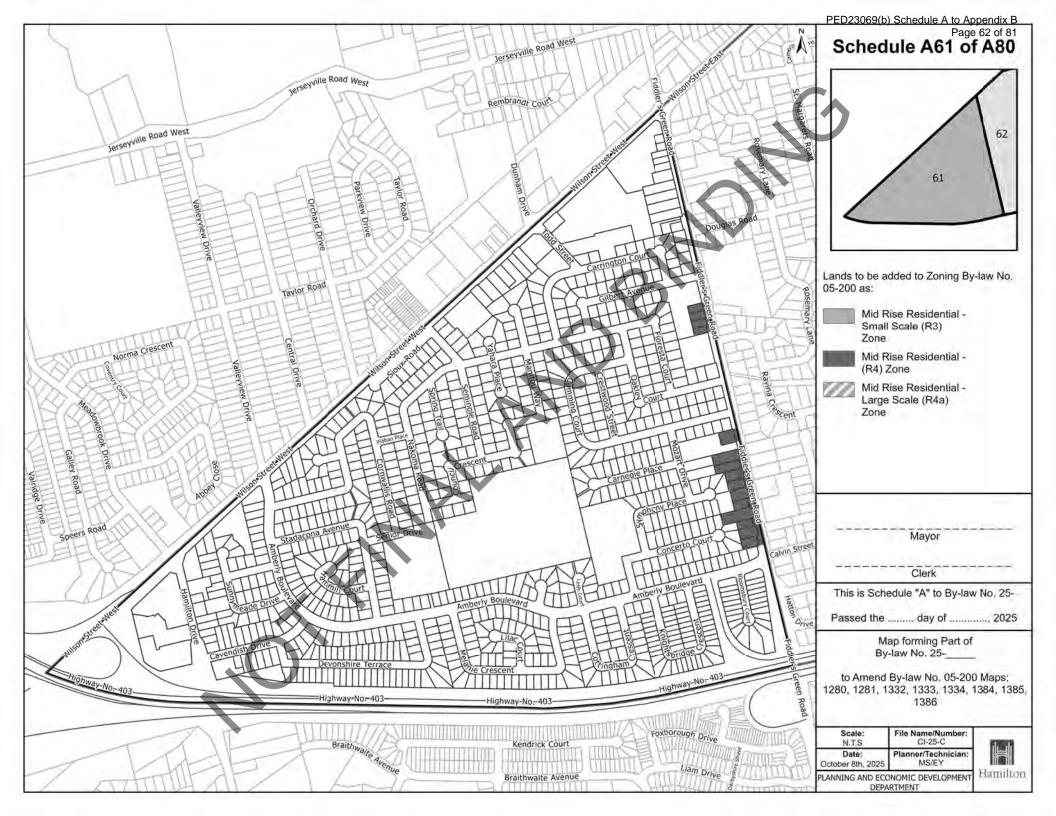


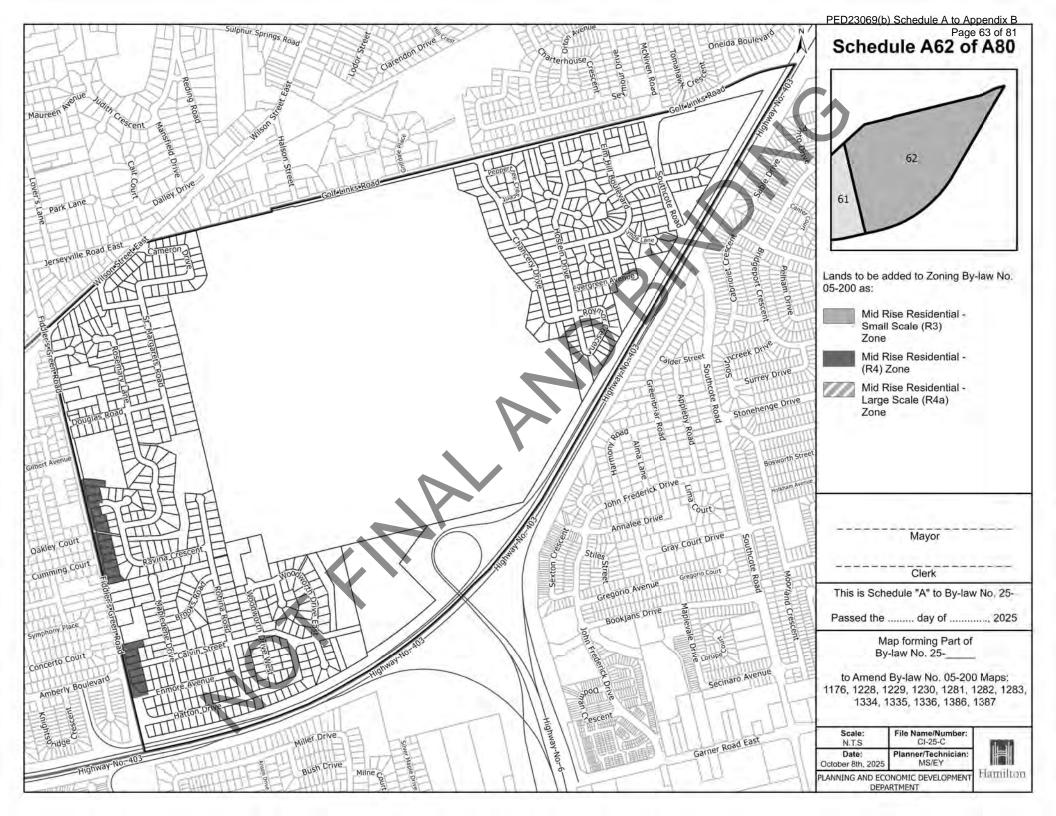


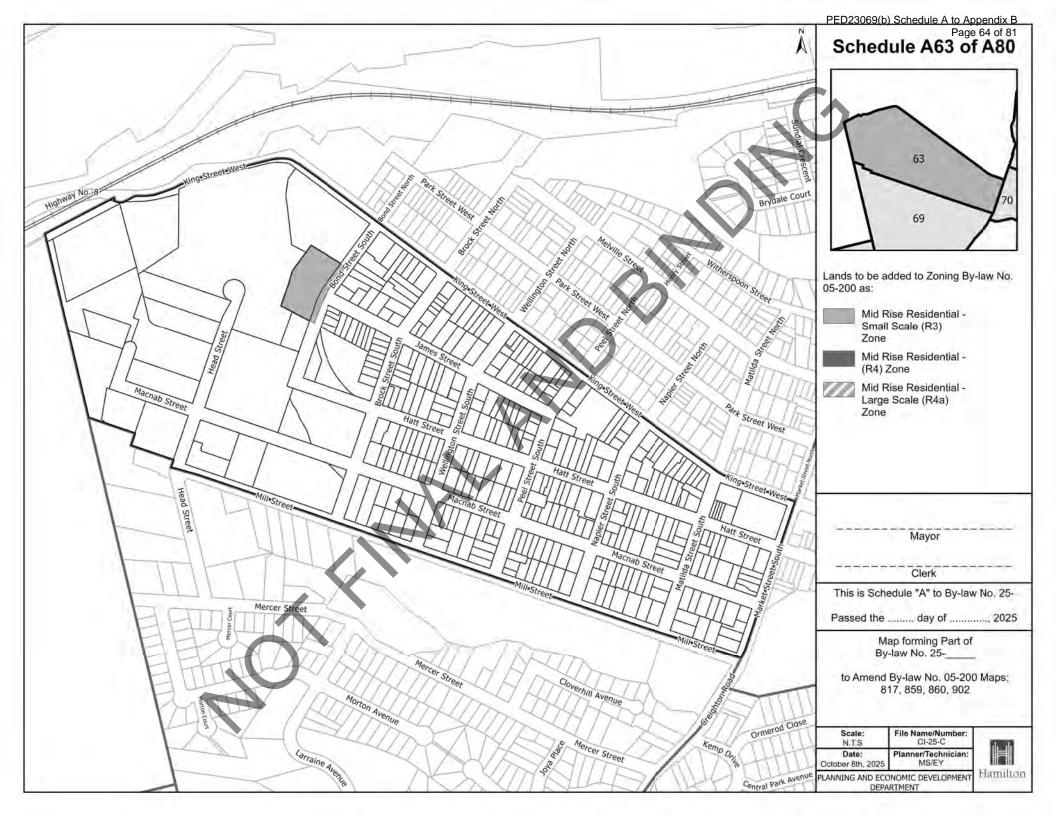


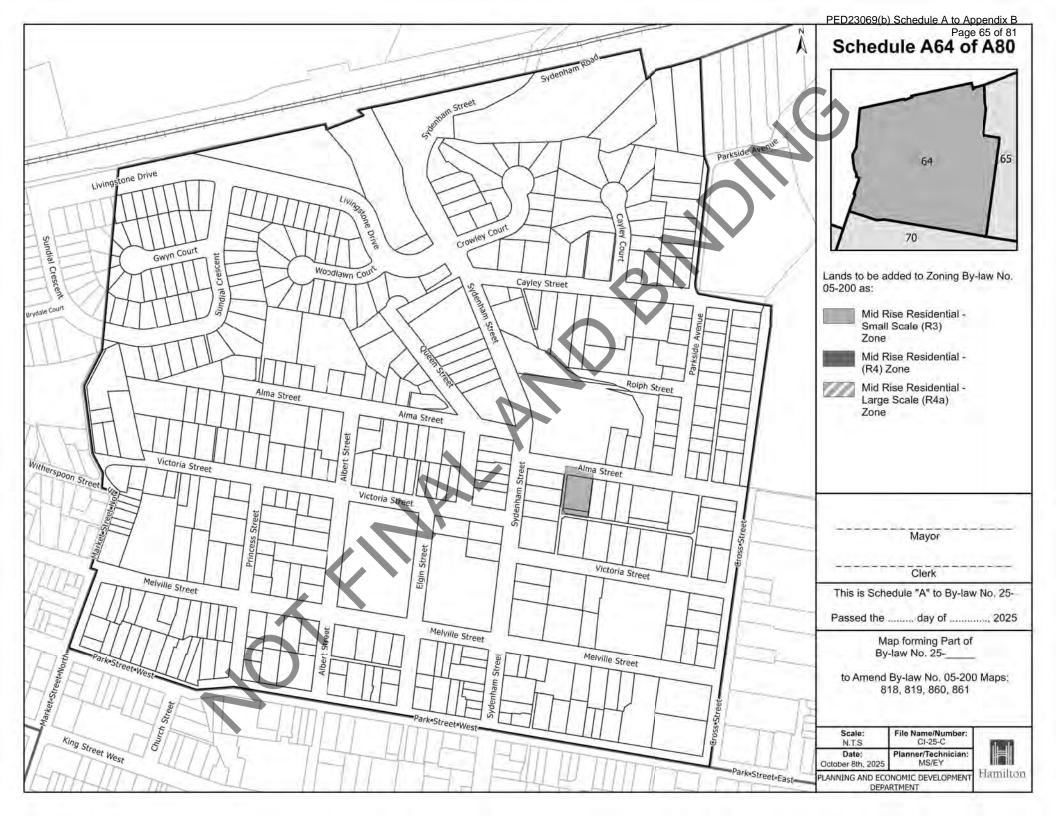


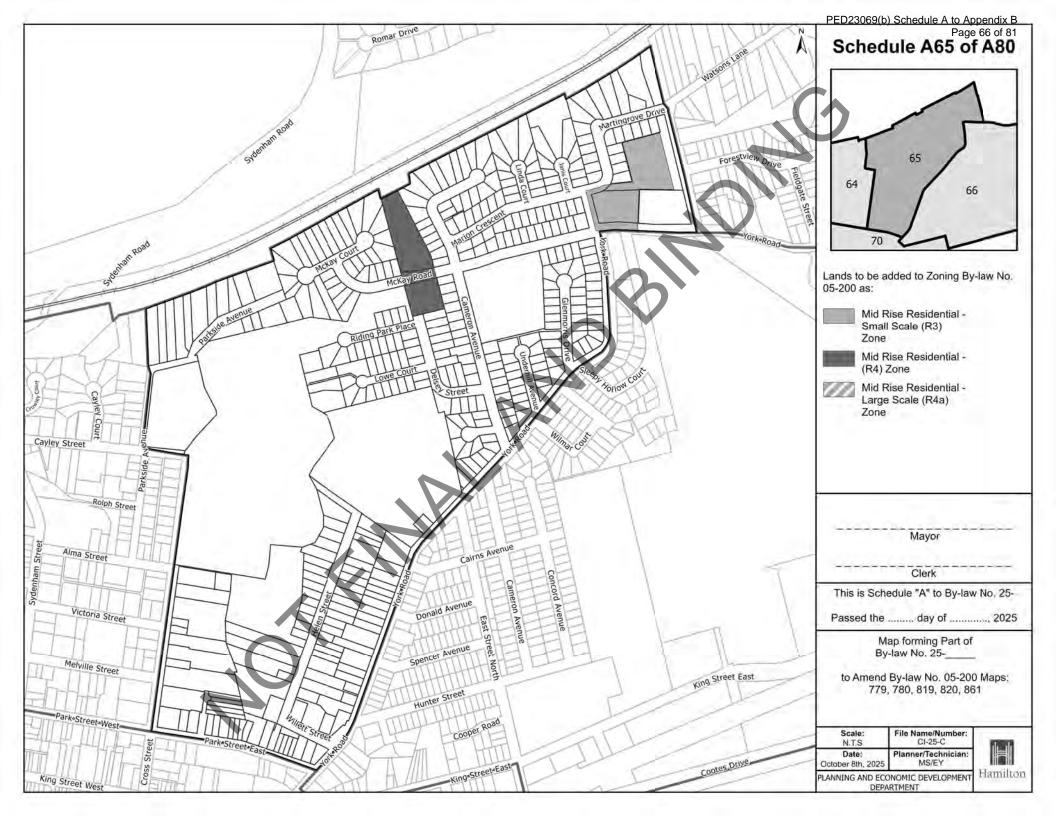


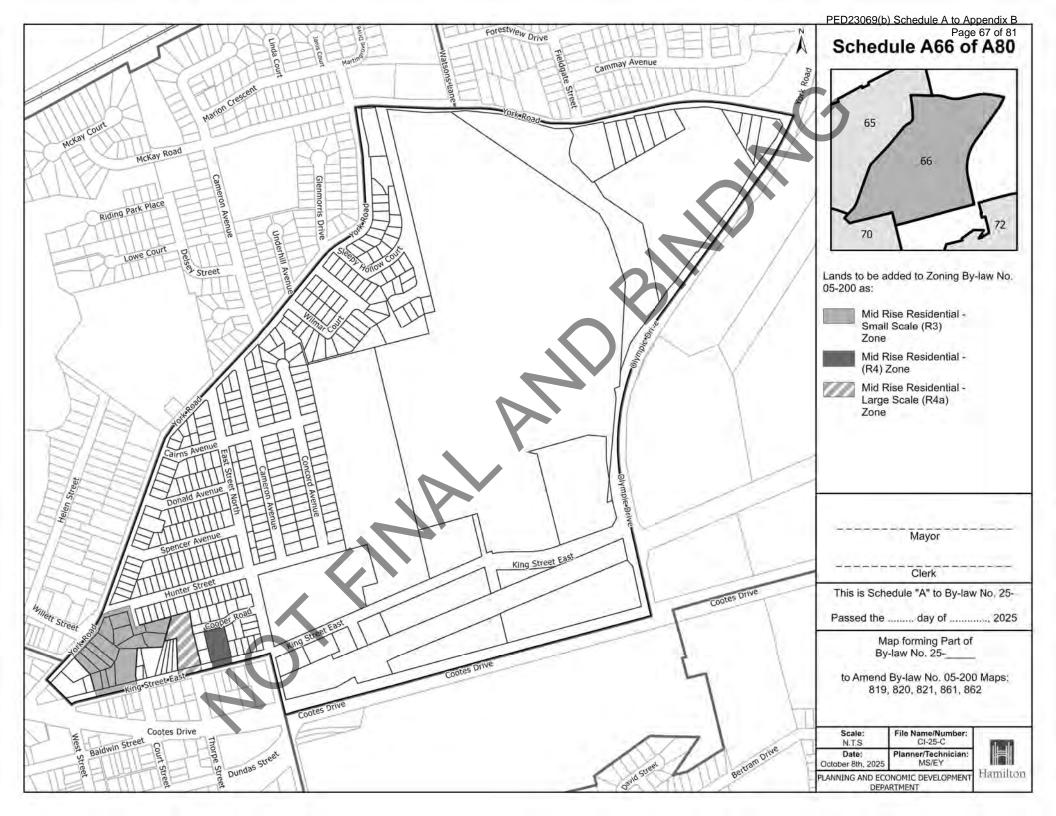


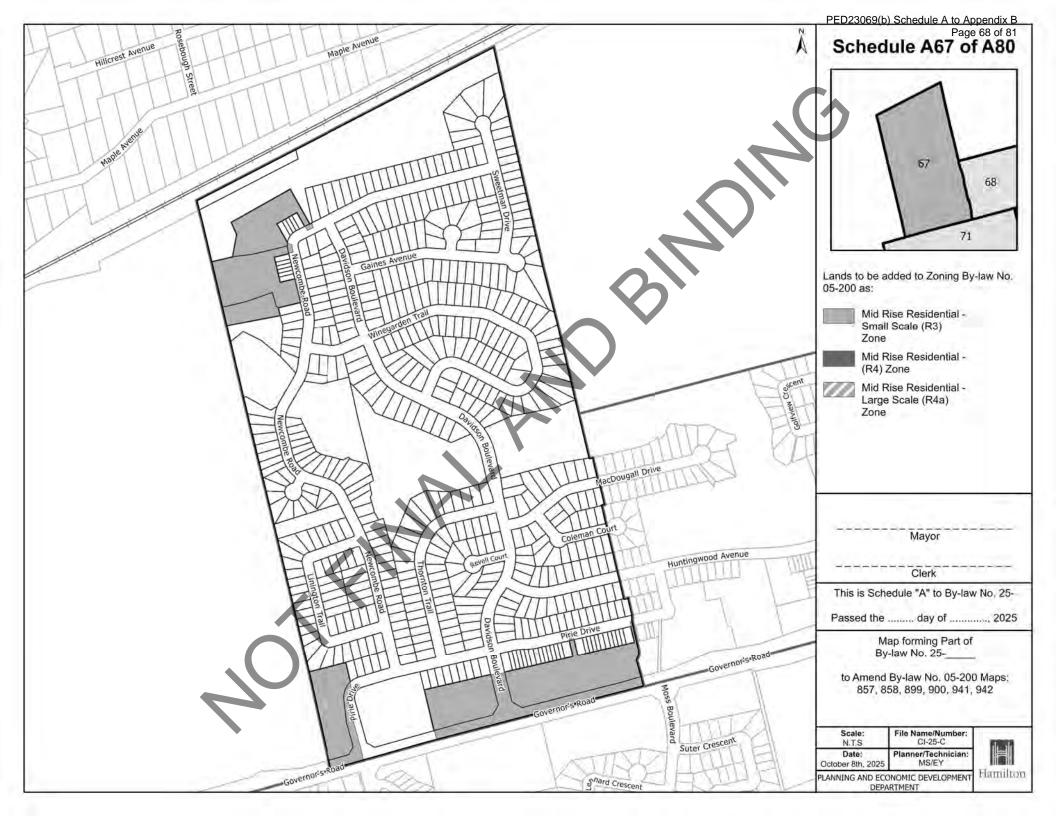


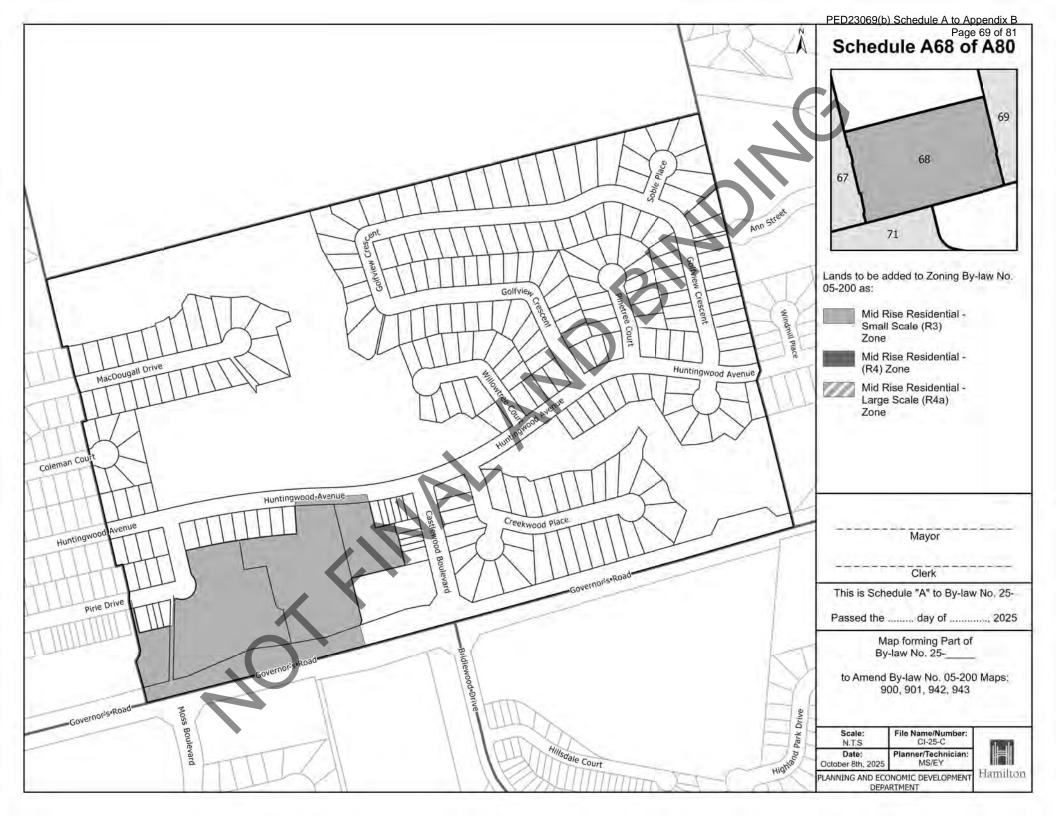


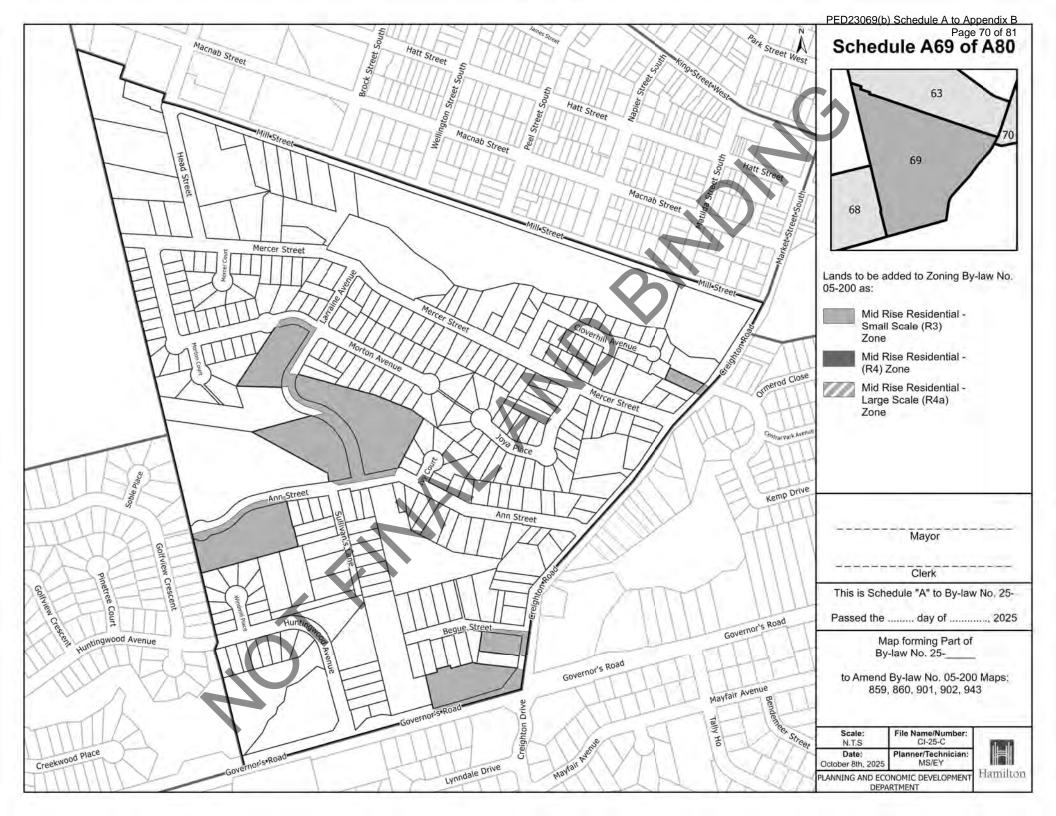


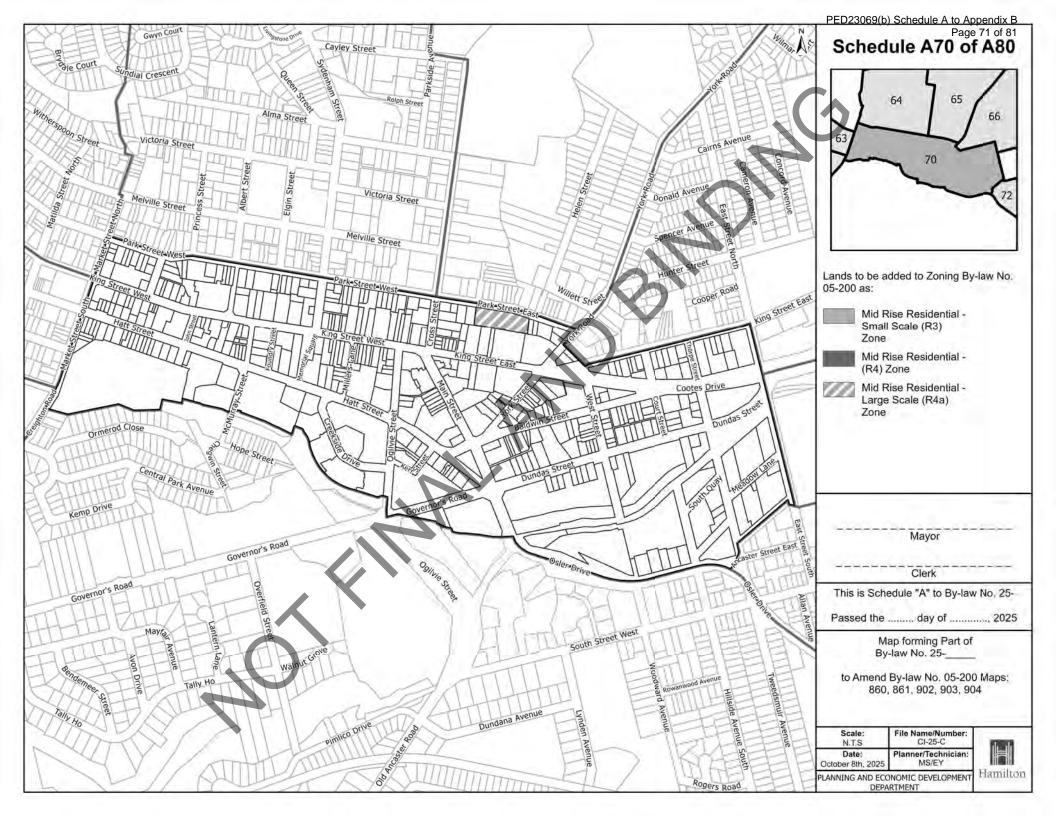


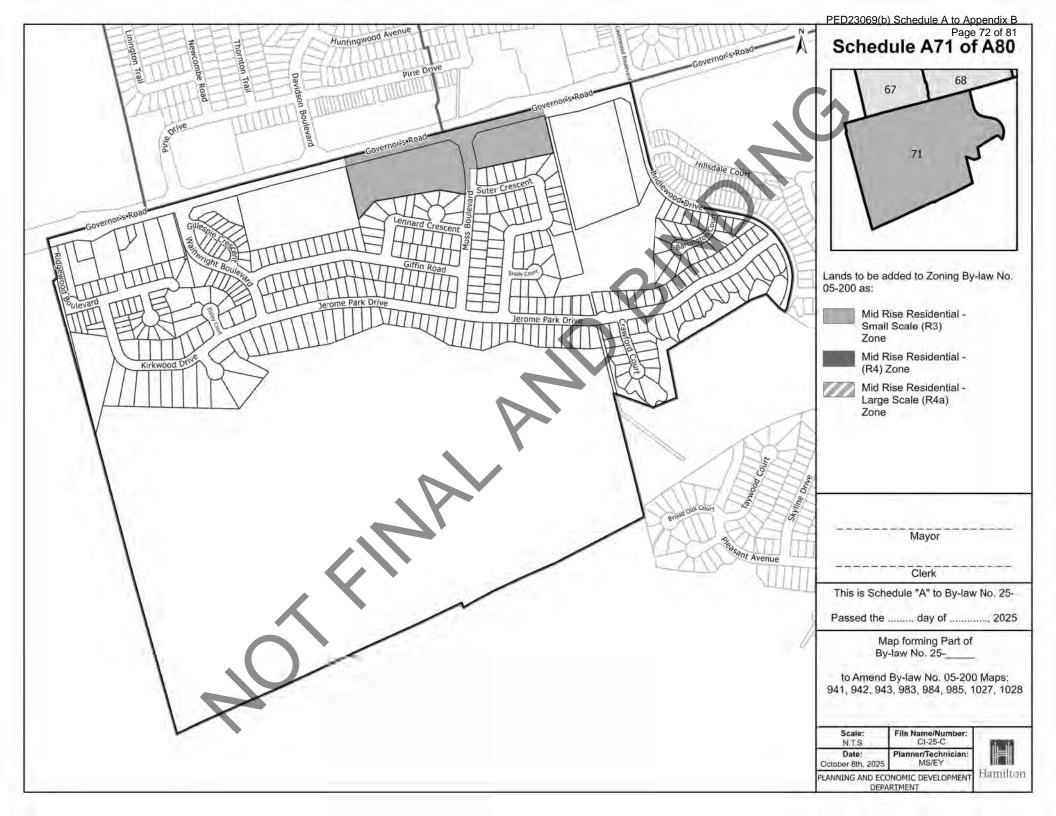


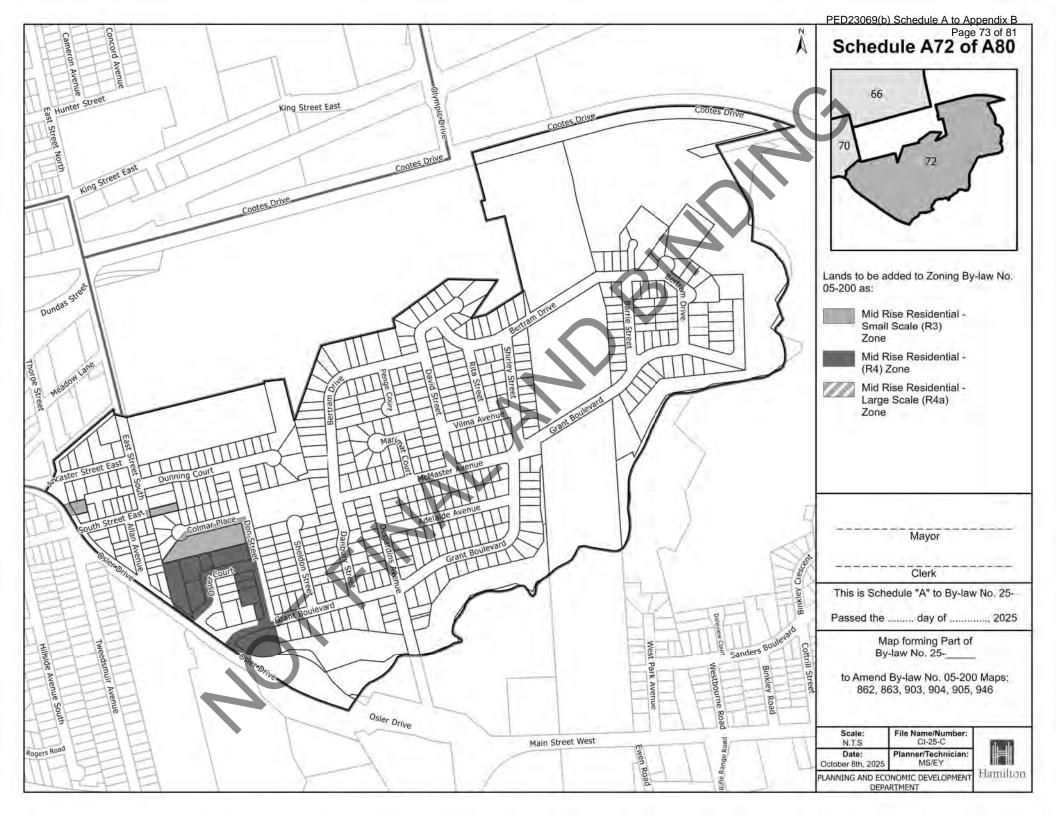


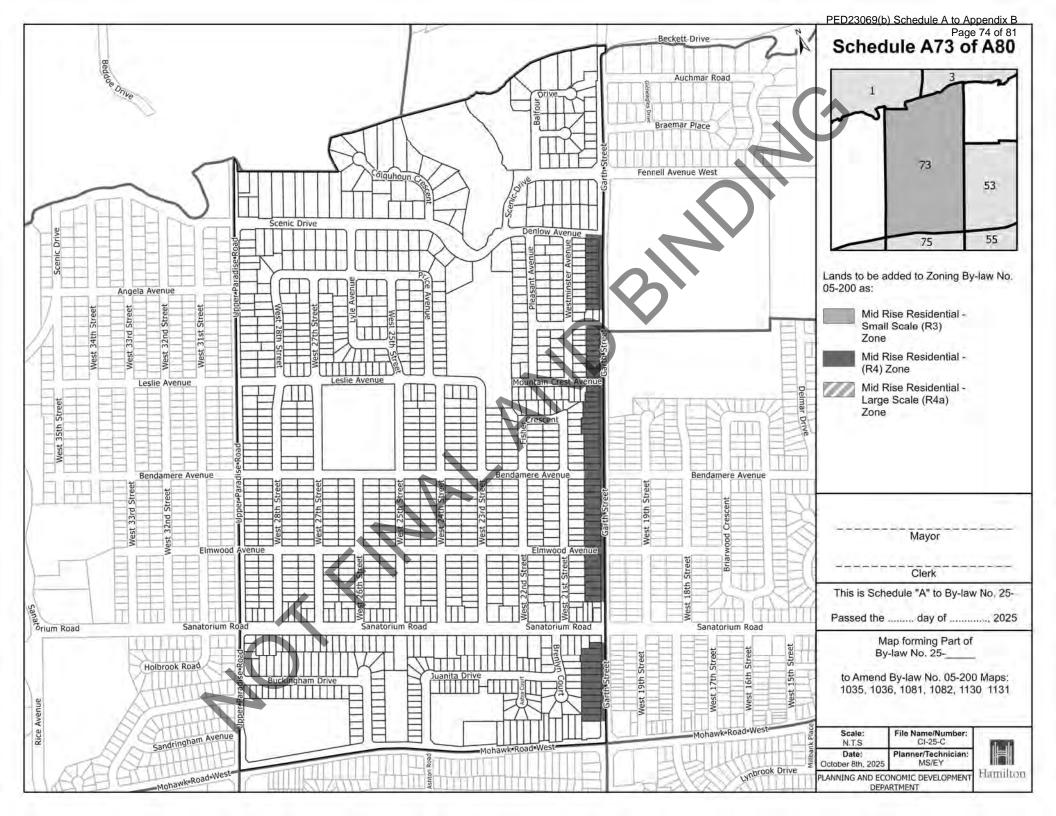


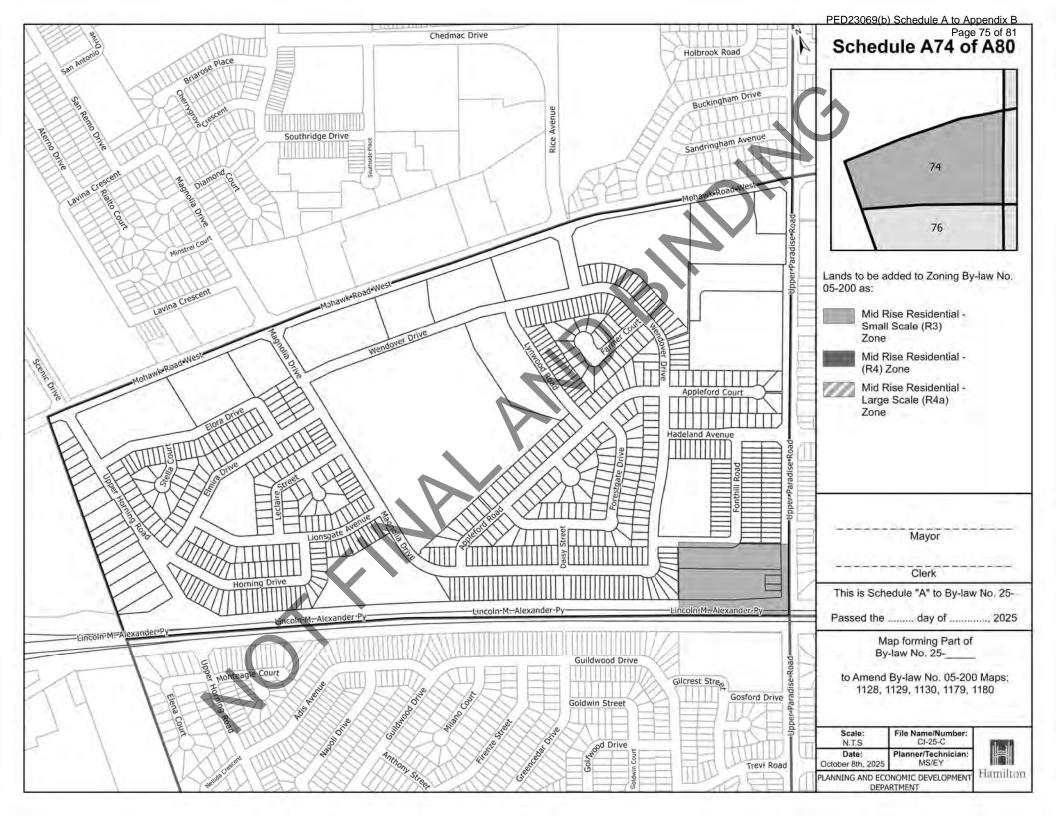


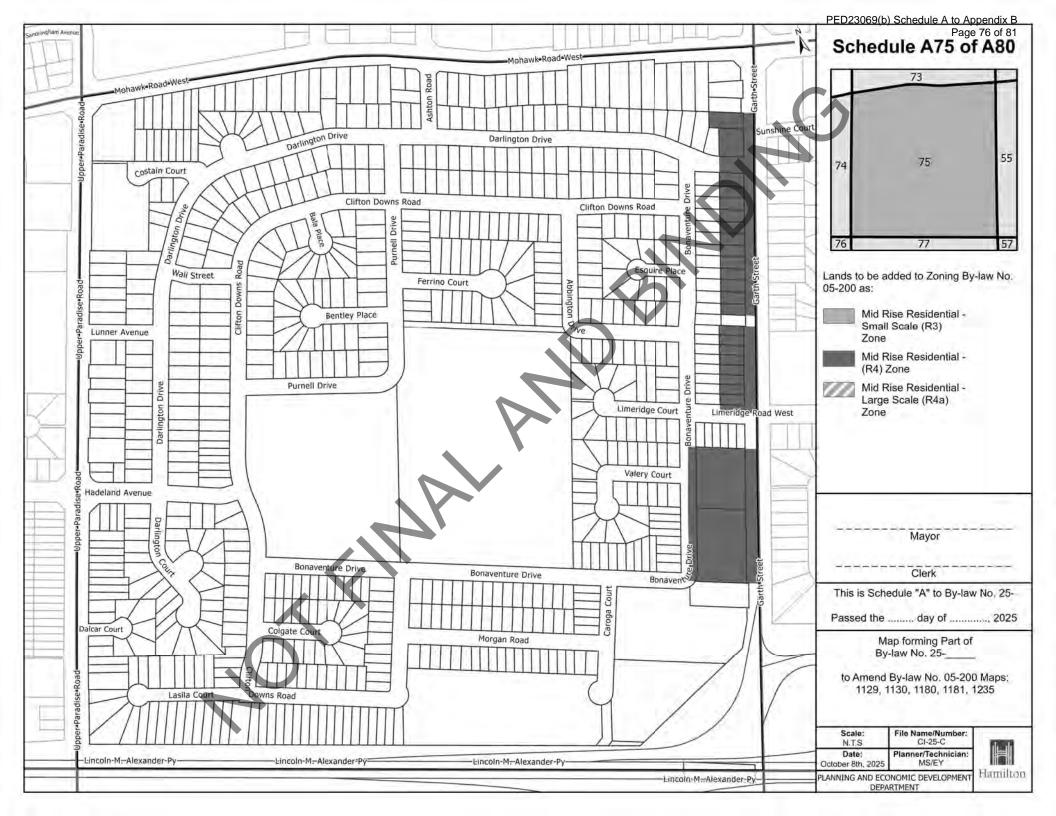


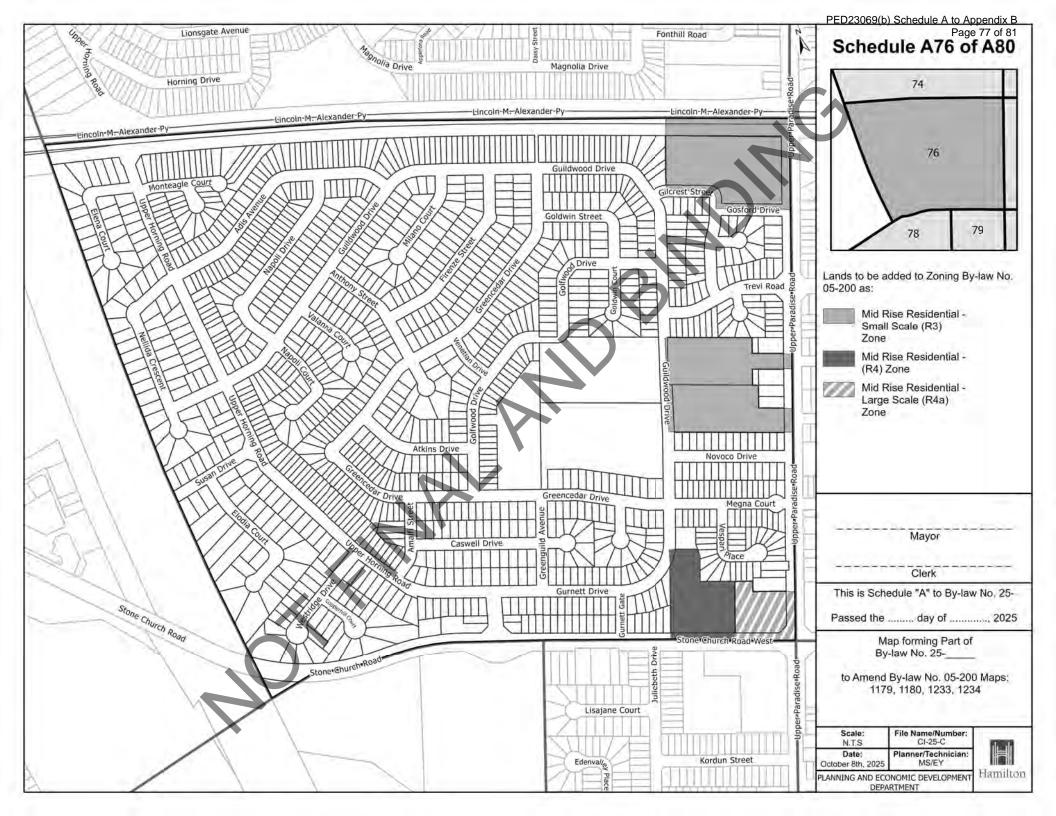


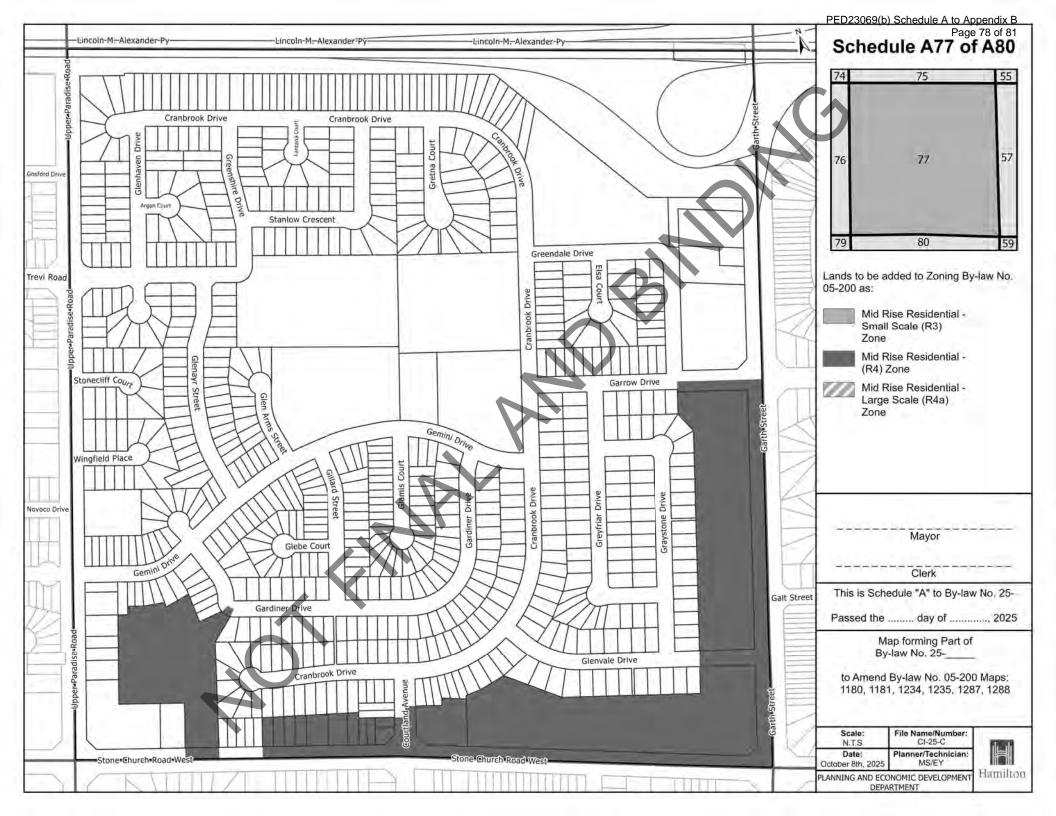


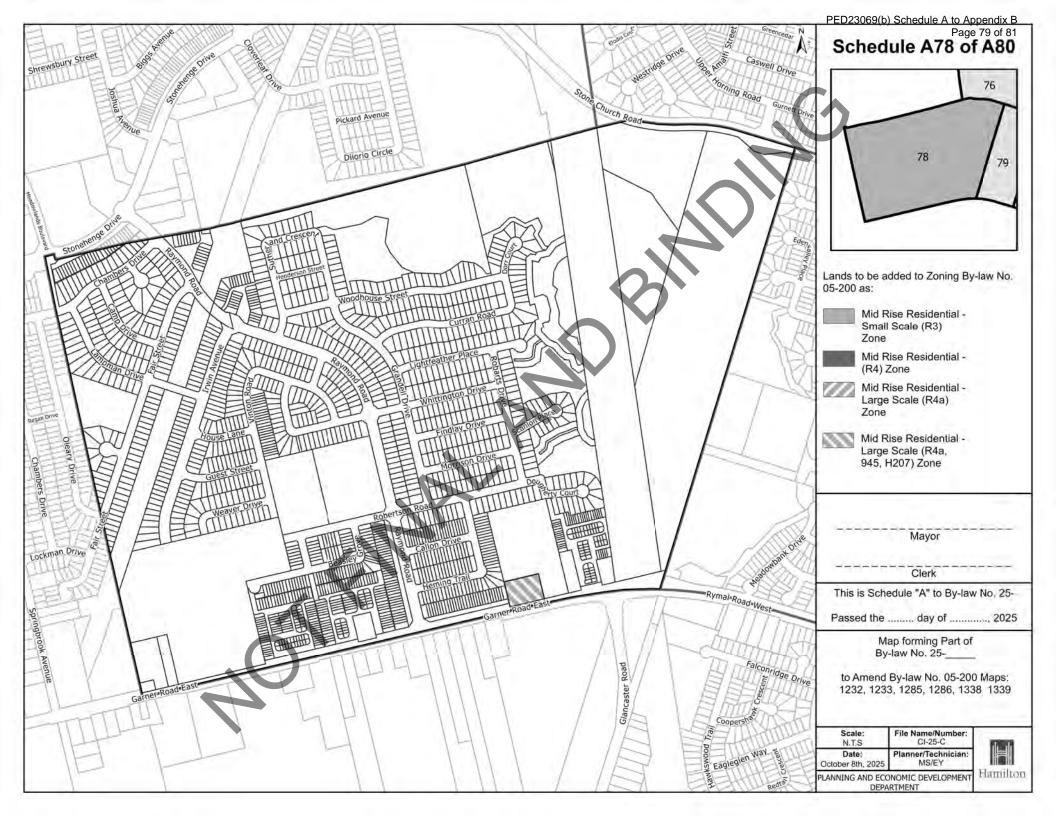


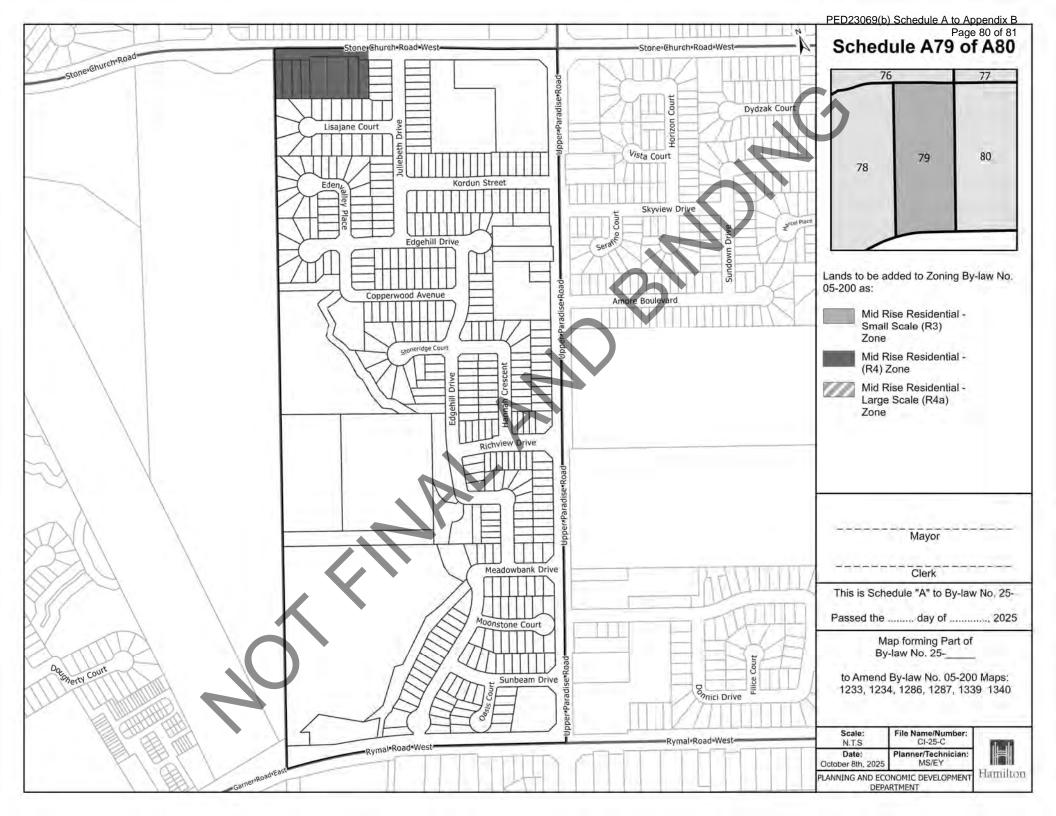


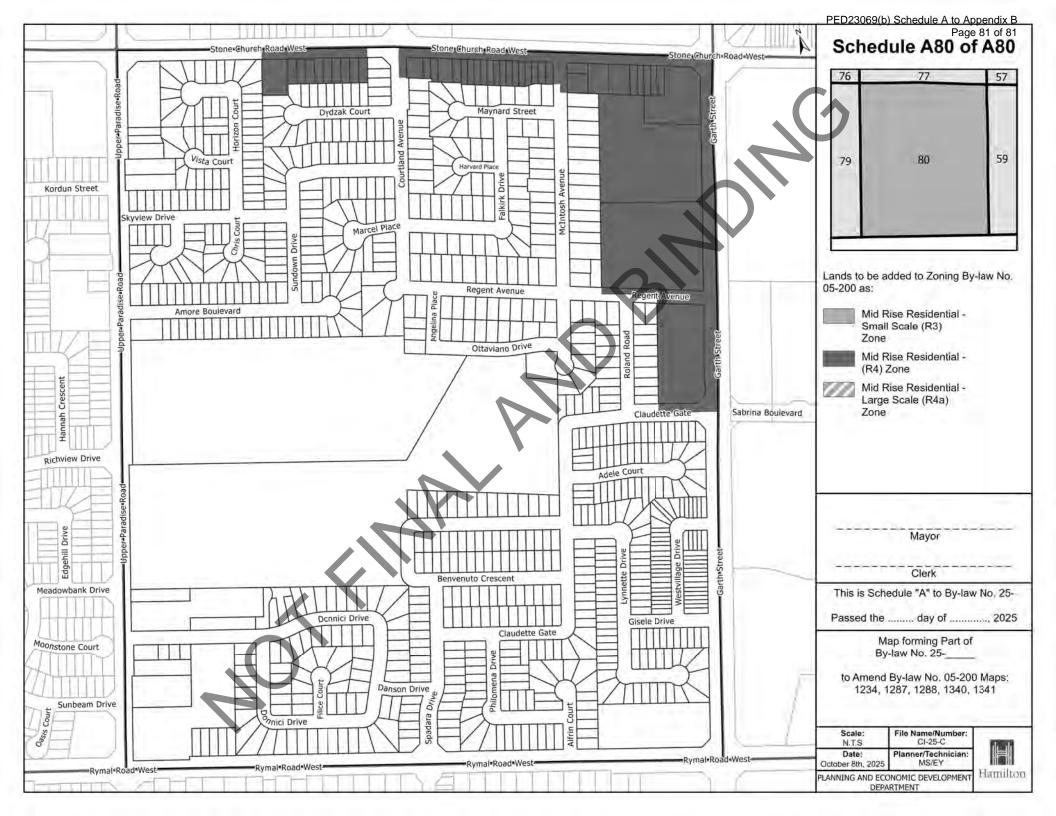












Summary of Proposed Changes to Zoning By-law No. 05-200

Section 1 – Admin	istration
Section	Proposed Change Proposed Revised Zone Regulation
Grey highlighted str	ikethrough text = text to be deleted bolded text = text to be added
Transition	Nothing in this By-law prevents the development or use Nothing in this By-law prevents the development or use of a lot or a building for which a
Provisions	of a lot or a building for which a complete application for complete application for a building permit was received by the City, if the development or
	a building permit was received by the City, if the use complies, or the building permit application is amended to comply, with the
Section 1.12.1	development or use complies, or the building permit provisions of the applicable former zoning by-law as it read immediately prior to the
	application is amended to comply, with the provisions of passing of the following By-laws:
	the applicable former zoning by-law as it read 1. Commercial and Mixed Use Zoning By-law No. 17-240, November 8, 2017
	immediately prior to the passing of the following By-laws: 2. Downtown Zoning By-law No. 18-114, May 9, 2018 3. Downtown Zoning By-law No. 18-114, May 9, 2018
	 Commercial and Mixed Use Zoning By-law No. Residential Zones November 8, 2017 Low Density Residential By-law No. 22-197, August 12, 2022
	2. Downtown Zoning By-law No. 18-114, May 9, b. Low Density Residential By-law Nos. 24-051 and 24-052 April 10, 2024
	2. Downtown Zorling By-law No. 16-114, May 7, 2024 2018 C. Low Density Residential By-law No. 25-075
	3. Residential Zones d. Mid Rise Residential Zones By-law No. 25-XXX
	a. Low Density Residential By-law No. 22-
	197, August 12, 2022
	b. Low Density Residential By-law Nos. 24
	051 and 24-052 April 10, 2024
	c. Low Density Residential By-law No. 25-075
	d. Mid Rise Residential Zones By-law No.
	25-XXX

Section 2 – Interpr	retation			70
Section	Proposed Change		Proposed Revised Zone Regulation	
Grey highlighted strik	ethrough text = text to be deleted	bolded text = te	xt to be added	
Establishment of Classification and	Residential Zones		Residential Zones	
Zones	Low Density Residential Low Density Residential – Small Lot	R1 R1a	Low Density Residential Low Density Residential - Small Lot	R1 R1a
Section 2.1 j)	Low Density Residential – Large Lot	R2	Low Density Residential - Large Lot	R2
	Mid Rise Residential – Small Scale	R3	Mid Rise Residential – Small Scale	R3
	Mid Rise Residential	R4	Mid Rise Residential	R4
	Mid Rise Residential – Large Scale	R4a	Mid Rise Residential – Large Scale	R4a

Section 3 - Definiti	ions	
Definition	Proposed Change	Proposed Revised Zone Regulation
Grey highlighted str	ikethrough text = text to be deleted bolded te	xt = text to be added
Soft Landscaping	Soft Landscaping Shall mean landscaping consisting of trees, plants and other vegetation, and may include features intended to increase stormwater infiltration into the ground such as bioswales, rain gardens, and tree pits, but shall not consist of hard-surfaced material such as concrete, decorative stonework, or retaining walls. Artificial grass shall not be considered soft landscaping.	Soft Landscaping Shall mean landscaping consisting of trees, plants and other vegetation, and may include features intended to increase stormwater infiltration into the ground such as bioswales, rain gardens, and tree pits, but shall not consist of hard-surfaced material such as concrete, decorative stonework, or retaining walls. Artificial grass shall not be considered soft landscaping.

Section 4 - General Provisions

Section	Proposed Change	Proposed Revised Zone Regulation
		= text to be added
Landscape Requirements for Low Density Residential Uses Section 4.35.1 [New heading under 4.35 – Landscape Requirements]	LANDSCAPE REQUIREMENTS FOR LOW DENSITY RESIDENTIAL USES	LANDSCAPE REQUIREMENTS FOR LOW DENSITY RESIDENTIAL USES
Landscape Requirements for Multiple Dwellings, Multiple Dwelling Townhouses, and Other Residential Uses Section 4.35.2 [New]	LANDSCAPE REQUIREMENTS FOR MULTIPLE DWELLINGS, MULTIPLE DWELLING TOWNHOUSES, AND OTHER RESIDENTIAL USES On a lot containing a Multiple Dwelling, Multiple Dwelling Townhouse, Residential Care Facility, Retirement Home, or Lodging House in a Residential Zone, the following shall be provided: a) A minimum 50% of the required Landscaped Area shall be provided as Soft Landscaping.	LANDSCAPE REQUIREMENTS FOR MULTIPLE DWELLINGS, MULTIPLE DWELLING TOWNHOUSES, AND OTHER RESIDENTIAL USES On a lot containing a Multiple Dwelling, Multiple Dwelling Townhouse, Residential Care Facility, Retirement Home, or Lodging house in a Residential Zone, the following shall be provided: a) A minimum 50% of the required Landscaped Area shall be provided as Soft Landscaping.
Division of a Lot Containing a Multiple Dwelling Townhouse where Required to be on the Same Lot as a Separate Use	DIVISION OF A LOT CONTAINING A MULTIPLE DWELLING TOWNHOUSE WHERE REQUIRED TO BE ON THE SAME LOT AS A SEPARATE USE Notwithstanding the requirement of Section 15.6.1.1 iii) with respect to the requirement for a Multiple Dwelling Townhouse to be located on the same lot as	DIVISION OF A LOT CONTAINING A MULTIPLE DWELLING TOWNHOUSE WHERE REQUIRED TO BE ON THE SAME LOT AS A SEPARATE USE Notwithstanding the requirement of Section 15.6.1.1 iii) with respect to the requirement for a Multiple Dwelling Townhouse to be located on the same lot as a Lodging House, Multiple Dwelling, Residential Care Facility, Retirement Home, a lot containing one or more Multiple Dwelling Townhouses and none of the separately

Section 4 - General Provisions

Section	Proposed Change	Proposed Revised Zone Regulation
Grey highlighted st	rikethrough text = text to be deleted bolded text	= text to be added
Section 4.41	a Lodging House, Multiple Dwelling, Residential Care Facility, Retirement Home, a lot containing one or	required uses may be created, provided that:
	more Multiple Dwelling Townhouses and none of the	i) all buildings on the lot to be divided have been built in conformity with this By-
[New]	separately required uses may be created, provided that:	law; and, ii) any newly created lot(s) and any buildings thereon comply with all other
	i) all buildings on the lot to be divided have been built in conformity with this By-law; and,	requirements of this By-law.
	ii) any newly created lot(s) and any buildings thereon comply with all other requirements of this By-law.	

Section 5 – Parking

Section	Proposed Change	Proposed Revised Zone Regulation
Grey highlighted striketh	3	text to be added
Maximum Number of	b) Reduction of Excess Parking Spaces	
Parking Spaces		
	Where the number of existing parking spaces	
Section 5.1.2 b)	exceeds the maximum permitted in accordance	
	with Section 5.7.2, the parking spaces provided in	
	excess of the maximum parking standard may be	
	eliminated. However, in no case may the number	
	of parking spaces provided be less than the	
	minimum parking requirements in Section 5.7.1.	
Minimum Floor Level for	Minimum Floor Level for an Attached Garage	Minimum Floor Level for an Attached Garage
an Attached Garage		
	i) Where an attached garage is provided for a	i) Where an attached garage is provided for a Single Detached Dwelling,
Section 5.2.4 d)	Single Detached Dwelling, []	[]
	ii) Where an attached garage is contained	ii) Where an attached garage is contained within and exclusively used by
	within and exclusively used by a unit within a	a unit within a Multiple Dwelling Townhouse in any Zone, the finished
	Multiple Dwelling Townhouse in any Zone,	floor level of the garage entry shall be higher than the elevation of the
	the finished floor level of the garage entry	centreline of the individual driveway at the point where it intersects the
	shall be higher than the elevation of the	common access driveway;
	centreline of the individual driveway at the	
	point where it intersects the common access	
Minimum Denvined	driveway;	
Minimum Required	[]	[]
Parking Rate Schedule	a) In DDA 2 and	a) In DDA 2 and
Coation F 7.1 a) i)	c) In PRA 3, and,	c) In PRA 3, and,
Section 5.7.1 a) i)	i) within a DA DAs CE CEs or TOC 7ans OF	i) within a DA DA CE CE or TOC Zano O E angage per unit for recidents
	i) within a R4, R4a, C5, C5a or TOC Zone, 0.5	i) within a R4, R4a, C5, C5a or TOC Zone, 0.5 spaces per unit for residents,

Section 5 – Parking

Section	Proposed Change					Proposed	Revised Zone	e Regulation
Grey highlighted striketh	rough text = text			ed text =	text to be adde			
Column 2 of the row containing the following uses: Multiple Dwelling; Multiple Dwelling Townhouse; Dwelling Unit, Mixed Use, where the total number of such units is 5 or greater	parking si) within residents unit.	per unit for reside spaces per unit, any other Zone, s, plus 0.25 visito eas, 1 space per ng spaces per un	or, 0.85 spaces per or parking spaces unit for resident	unit for s per	ii) withir parking	spaces per unit.	0.85 spaces per	or, r unit for residents, plus 0.25 visitor s, plus 0.3 visitor parking spaces
Minimum Bicycle Parking Rate Schedule Section 5.7.5 a) i) Residential Uses [New row in table beneath Lodging House]	[] Multiple Dwelling Townhouse	Column 2 (Short-term Bicycle Parking) a) In Parking Rate Area (PRA) 1 and PRA 2, 0.1 per unit. b) In all other areas, 0.05 per unit.	Column 3 (Long-term Bicycle Parking a) No long-term bicycle parking spaces are required		[] Multiple Dwelling Townhouse	Column 2 (Short-term Bicycle Parking) a) In Parking Rate Area (PRA) 1 and PRA 2, 0.1 per unit. b) In all other areas, 0.05 per unit.	Column 3 (Long-term Bicycle Parking a) No long-term bicycle parking spaces are required	

Section	Propos	Proposed Change				Proposed Zone Regulation				
Grey highlighted s	trikethrough text =	text to be deleted		bolded text = text to b	e added			1		
945.	Within the lands zoned Mid Rise Residential – Large Scale (R4a, 945) Zone identified on Map No. 1339 of Schedule "A" - Zoning Maps and described as 1117 Garner Road East, Ancaster the following special provisions shall apply: a) Notwithstanding Sections 15.6.2.1 c) and d), the following regulations shall apply:			Within the lands zoned Mid Rise Residential – Large Scale (R4a, 94 Zone identified on Map No. 1339 of Schedule "A" - Zoning Maps and described as 1117 Garner Road East, Ancaster the following special provisions shall apply: a) Notwithstanding Sections 15.6.2.1 c) and d), the following regulations shall apply:				g Maps and ving special		
	c)	Minimum Setback from a Side Lot Line	i) ii)	2.5 metres from the Easterly Side Lot Line; All other Minimum Setbacks from a Side Lot Line shall comply with Section 15.6.2.1 c).		(c)	Minimum Setback from a Side Lot Line	i) ii)	2.5 metres from the Easterly Side Lot Line; All other Minimum Setbacks from a Side Lot Line shall comply with Section 15.6.2.1 c).	
	d)	Minimum Setback from a Rear Lot Line	i)	1.0 metre.		d)	Minimum Setback from a Rear Lot Line	i)	1.0 metre.	

Schedule D: Holding Provisions

Section	Proposed Change	Proposed Revised Zone Regulation			
Grey highlighted str	rikethrough text = text to be deleted bolded text = text	to be added			
H206.	Notwithstanding Section 15.6.1 of this By-law, within lands zoned Mid Rise Residential – Large Scale (R4a) Zone, identified on Map No. XX of Schedule A – Zoning Maps and described as 1518 and 1530 Upper Sherman Avenue, Hamilton, no development shall be permitted until such time as: a) The owner shall Register a Plan of Subdivision to facilitate a public road extension of Cartier Crescent; b) The owner provides a Letter of Credit in the amount of \$15,000 for a Traffic Calming Monitoring program, and a Letter of Credit in the amount of \$40,000 for any future Traffic Calming measures resulting from the monitoring program; c) The owner submit and receive approval of a landscape plan within the 6 metre planting strip along the northerly rear yard, substantially in accordance with the landscape plan attached as Schedule D to the Minutes of Settlement entered into with respect to the subject lands dated November 27, 2019.	Notwithstanding Section 15.6.1 of this By-law, within lands zoned Mid Rise Residential – Large Scale (R4a) Zone, identified on Map No. XX of Schedule A – Zoning Maps and described as 1518 and 1530 Upper Sherman Avenue, Hamilton, no development shall be permitted until such time as: a) The owner shall Register a Plan of Subdivision to facilitate a public road extension of Cartier Crescent; b) The owner provides a Letter of Credit in the amount of \$15,000 for a Traffic Calming Monitoring program, and a Letter of Credit in the amount of \$40,000 for any future Traffic Calming measures resulting from the monitoring program; c) The owner submit and receive approval of a landscape plan within the 6 metre planting strip along the northerly rear yard, substantially in accordance with the landscape plan attached as Schedule D to the Minutes of Settlement entered into with respect to the subject lands dated November 27, 2019.			
H207.	For the lands zoned Mid Rise Residential – Large Scale (R4a, 945, H207) Zone on Map No. 1339 of Schedule "A" - Zoning Maps and described as 1117 Garner Road East, Ancaster, no development shall be permitted until such time as:	For the lands zoned Mid Rise Residential – Large Scale (R4a, 945, H207) Zone on Map No. 1339 of Schedule "A" - Zoning Maps and described as 1117 Garner Road East, Ancaster, no development shall be permitted until such time as:			
	The 'H' Holding prefix shall be lifted from the "R4a, 945, H207" Zone once the following condition has been completed:	The 'H' Holding prefix shall be lifted from the "R4a, 945, H207" Zone once the following condition has been completed:			

Section		Proposed Change	Proposed Revised Zone Regulation
Grey highlighted stri	kethrou ç	text = text to be deleted bolded text = text	to be added
	i.	A suitable sanitary sewer outlet is extended to the subject lands to provide sanitary drainage to the site, to the satisfaction of the Manager of Engineering Approvals, Growth Management; and,	 i. A suitable sanitary sewer outlet is extended to the subject lands to provide sanitary drainage to the site, to the satisfaction of the Manager of Engineering Approvals, Growth Management; and, ii. The applicant builds or secures their proportionate share of the extension of a storm sewer for the full frontage of the property to a suitable outlet, to the satisfaction of the Manager of Engineering Approvals, Growth Management.

